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Daily Digest

Monday, January 25, 1988

Senate

Chamber Action

Routine Proceedings, pages 3–37

Measures Introduced: Five bills and four resolutions were introduced, as follows: S. 1999–2003, S. Con. Res. 96, S. Res. 354–355, and S.J. Res. 240.

Page 26

Measures Reported: Reports were made as follows:

Report received on January 20, during the adjournment:

S. Con. Res. 96, to express the sense of Congress on the proposed revision of the United States agreement for nuclear cooperation with Japan (with additional views). (S. Rept. No. 100–275)

Page 26

Measures Passed:

Informing the House of Representatives: Senate agreed to S. Res. 354, to inform the House of Representatives that a quorum of the Senate is established.

Page 17

Informing the President: Senate agreed to S. Res. 355, to inform the President of the United States that a quorum of each House is assembled.

Page 17

Joint Session: Senate agreed to H. Con. Res. 236, to provide for a joint session of the Congress to receive the President's message on the State of the Union.

Page 36

Suspension of Rules: By unanimous consent, Rule III and Rule IV, paragraph 1, of the Rules for the Regulation of the Senate Wing, and Rule XXXIII, paragraph 1, of the Standing Rules of the Senate were suspended for the purpose of the response by the Majority Leader to the State of the Union Address today.

Page 3

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Treaty Between the United States and the Union of Soviet Socialist Republics on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. No. 100–11), transmitted to the Senate today by the President of the United States, and the treaty was considered as having been read the first time, was referred, with accompanying papers to the Committee on Foreign Relations, and was ordered to be printed.

Page 17

Motion to Request Attendance: During today's proceedings, by 73 yeas to 5 nays (Vote No. 1), Senate agreed to a motion to request the attendance of absent Senators.

Page 5

Joint Session: Senate met in Joint Session with the House of Representatives and received the President's State of the Union Address. (See House proceedings)

Messages From the House: Page 20

Petitions and Memorials Page 24

Communications: Page 21

Statements on Introduced Bills: Page 26

Additional Cosponsors: Page 31

Notices of Hearings: Page 33

Additional Statements: Page 33

Quorum Calls: One quorum call was taken today. (Total—1)

Page 4

Record Votes: One record vote was taken today. (Total—1)

Page 5

Adjournment: Senate convened at 12 noon, and adjourned at 2:31 p.m., until 11 a.m., on Tuesday, January 26, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 37.)

Committee Meetings

NATO DEFENSE

Committee on Armed Services: Committee held hearings on strategy and capabilities for NATO defense, focusing on the implications for the Alliance of the Intermediate-range Nuclear Forces (INF) treaty, receiving testimony from Frank C. Carlucci, Secretary of Defense; and Admiral William J. Crowe, Jr., USN, Chairman, Joint Chiefs of Staff.

Hearings continue tomorrow.

INF TREATY

Committee on Foreign Relations: Committee began hearings on the Treaty between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. No. 100–11), receiving testimony from George P. Shultz, Secretary of State.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 3841–3859; 3 private bills, H.R. 3860–3862; and 6 resolutions, H.J. Res. 438, H. Con. Res. 236, and H. Res. 346–349 were introduced.

Page 60

Member Sworn: Representative-elect Clement presented himself in the well of the House and was administered the oath of office by the Speaker.

Page 38

Notify President: House agreed to H. Res. 346, authorizing the Speaker to appoint a committee to join with a committee of the Senate to notify the President that a quorum of each House has assembled and Congress is ready to receive any communication that he may be pleased to make. Subsequently, the Speaker appointed Representatives Foley and Michel as members of the committee.

Page 39

Notify Senate: House agreed to H. Res. 347, authorizing the Clerk of the House to inform the Senate that a quorum of the House is present and that the House is ready to proceed with business.

Page 39

Hour of Meeting: House agreed to H. Res. 348, providing for the hour of meeting of the House.

Page 39

Condolence Resolution: House agreed to H. Res. 349, expressing condolences of the House on the death of Representative Daniel. Subsequently, the Speaker appointed the following to serve as members of the Funeral Committee on the part of the House: Representatives Parris, Foley, Michel, Coelho, Bliley, Wolf, Bateman, Boucher, Olin, Sisisky, Pickett, Price of Illinois, Conte, Stratton, McDade, Dickinson, Duncan, Bevill, Montgomery, Nichols, Alexander, Biaggi, Chappell, Stokes, Jones of Tennessee, Dellums, Gilman, Moakley, Moorhead, Murtha, Lagomarsino, Hefner, Hyde, Mineta, Akaka, Kildee, Oakar, Rahall, Skelton, Weiss, Byron, Dannemeyer, Hutto, Leath of Texas, Matsui, Roth, Stenholm, Whittaker, Coats, Emerson, Gunderson, Hertel, McCurdy, McGrath, Kennelly, Carr, Cooper, Kasich, Mollohan, Ray, Richardson, Rowland of Georgia, Valentine, Darden, Bentley, Coble, McMillan of North Carolina, Rowland of Connecticut, Davis of Illinois, Harris, Hochbrueckner, and Lancaster.

Page 40

Joint Session: House agreed to H. Con. Res. 236, providing for a joint session of Congress to receive a message from the President on the State of the Union.

Page 46

National Economic Commission: On January 11, 1988, the Speaker appointed the following individuals on the part of the House to the National Economic Commission: Representative Gray of Pennsylvania; and from private life Felix Rohatyn of Washington, DC, and Robert Strauss of Dallas, Texas.

Page 46

Recess: House recessed at 1:50 p.m. and reconvened at 8:44 p.m.

Page 51

President's State of the Union Message: Before a joint session of Congress, President Reagan delivered his State of the Union Message. He was escorted to and from the House Chamber by a committee composed of Senators Byrd, Cranston, Inouye, Hollings, Moynihan, Lautenberg, Dole, Simpson, Chafee, Armstrong, Cochran, Boschwitz, and Thurmond; and Representatives Foley, Coelho, Oakar, Bonior, Edwards of California, Michel, Lott, Cheney, Moorhead, and Lagomarsino.

Page 52

The message was referred to the Committee of the Whole House on the State of the Union and ordered printed as a House Document (H. Doc. 100–151).

Page 52

Quorum Calls—Votes: One quorum call developed during the proceedings of the House and appears on page 38. There were no notes.

Adjournment: Met at noon and adjourned at 9:56 p.m.

Committee Meetings

No Committee meetings were held.

Tuesday, January 26, 1988

Senate

Chamber Action

Routine Proceedings, pages 91–177

Measures Introduced: Nine bills and two resolutions were introduced, as follows: S. 2004–2012, S. Con. Res. 97, and S. Res. 356.

Page 151

Measures Reported: Reports were made as follows:

S. Res. 356, authorizing expenditures by the Committee on Foreign Relations. Referred to the Committee on Rules and Administration.

Page 151

Measures Passed:

Conveyance of Frankfort National Fish Hatchery: Senate passed S. 1143, to provide for the conveyance of the Frankfort National Fish Hatchery to the Commonwealth of Kentucky, after agreeing to a committee amendment in the nature of a substitute.

Page 176

Kilauea Point Wildlife Refuge, Hawaii: Senate passed S. 1193, to add additional lands to the Kilauea Point Wildlife Refuge, on Kauai, Hawaii, after agreeing to a committee amendment thereto.

Page 176

Indefinitely Postponed: Senate indefinitely postponed the following measures:

Land and Water Conservation Fund Act Amendments: S. 84, to amend the Land and Water Conservation Fund Act of 1965.

Land and Water Conservation Fund Act Amendments: H.R. 1320, to amend the Land and Water Conservation Fund Act of 1965, with a committee amendment in the nature of a substitute.

Nuclear Waste Policy Act Amendments: S. 1668, to redirect the program for the disposal of spent nuclear fuel and high-level radioactive waste under the Nuclear Waste Policy Act of 1982, to achieve budget savings.

Federal Onshore Oil and Gas Leasing Act of 1987: S. 1730, to amend the Mineral Leasing Act of 1920, to authorize competitive oil and gas leasing and to modify leasing procedures for onshore Federal lands.

Department of Agriculture Appropriations, 1988: S. 1800, to appropriate funds for Agriculture, Rural Development, and rural agencies programs for the fiscal year ending September 30, 1988.

Department of Defense Appropriations, 1988: S. 1923, to appropriate funds for the Department of Defense for the fiscal year ending September 30, 1988.

Foreign Operations Appropriations, 1988: S. 1924, to appropriate funds for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1988.

For the Relief of Minot, North Dakota: S. 641, for the relief of the city of Minot, North Dakota, with committee amendments thereto.

International Convention for the Prevention of Pollution From Ships: H.R. 940, to implement the provisions of Annex V to the International Convention for the Prevention of Pollution from Ships, 1973, with an amendment in the nature of a substitute.

Page 175

Civil Rights Restoration Act: Senate began consideration of S. 557, to restore the broad scope of coverage and to clarify the application of title IX of the Education Amendments of 1972, section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, and title VI of the Civil Rights Act of 1964, with a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Page 96

Pending:

(1) Symms Amendment No. 1381, to repeal a certain provision relating to cross ownership of newspapers and television stations.

Page 110

(2) Nickles Amendment No. 1382 (to Amendment No. 1381), of a perfecting nature.

Page 118

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Amendments to Regulations 47 and 48 of Annex II of the 1966 International Convention on Load Lines (Treaty Doc. No. 100–12), transmitted to the Senate today by the President of the United States, and the treaty was considered as having been read the first time, was referred with accompanying papers to the Committee on Foreign Relations, and was ordered to be printed.

Page 176

Messages From the President: Senate received the following messages from the President of the United States:

(1) Reporting on the State of the Union; which was ordered to lie on the table. (PM–97)

(2) 1988 Legislative and Administrative Message: A Union of Individuals; which was ordered to lie on the table. (PM–98)

(3) Transmitting the 11th Annual Report of the National Institute of Building Sciences, for 1987;

which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–99)

(4) Transmitting the 6th Annual Report of the Tourism Policy Council, covering fiscal year 1987; which was referred to the Committee on Commerce, Science, and Transportation. (PM–100)

(5) Transmitting on current government activities in the area of research on the so-called "greenhouse effect"; which was referred to the Committee on Commerce, Science, and Transportation. (PM–101)

(6) Transmitting the 17th Annual Report of the Department of Transportation, covering fiscal year 1983; which was referred to the Committee on Commerce, Science, and Transportation. (PM–102)

(7) Transmitting the 6th Annual Report on Alaska's Mineral Resources; which was referred to the Committee on Energy and Natural Resources. (PM–103)

Page 130

Nominations Received: Senate received the following nominations:

Eugene J. McAllister, of Virginia, to be an Assistant Secretary of State.

Chester E. Norris, Jr., of Maine, to be Ambassador to the Republic of Equatorial Guinea.

Edward Morgan Rowell, of California, to be Ambassador to the Republic of Portugal.

L. Francis Bouchey, of Virginia, to be a Member of the Board of Directors of the Inter-American Foundation.

Jack Katzen, of Connecticut, to be an Assistant Secretary of Defense.

Roger J. Marzulla, of California, to be an Assistant Attorney General.

Carol Pendas Whitten, of Maryland, to be a Member of the National Advisory Council on Educational Research and Improvement.

Don E. Newquist, of Texas, to be a Member of the United States International Trade Commission.

Ronald A. Cass, of Massachusetts, to be a Member of the United States International Trade Commission.

4 Air Force nominations in the rank of General.

2 Army nominations in the rank of General.

11 Marine Corps nominations in the rank of General.

8 Navy nominations in the rank of Admiral.

Routine lists of Foreign Service, Air Force, Army and Marine Corps nominations.

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Messages From the President: Page 150

Statements on Introduced Bills: Page 151

Amendments Submitted: Page 169

Additional Cosponsors: Page 166

Authority for Committees: Page 169

Notices of Hearings: Page 169

Additional Statements: Page 169

Adjournment: Senate convened at 11 a.m., and adjourned at 6:30 p.m., until 9 a.m., on Wednesday, January 27, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 177.)

Committee Meetings

NATION'S WETLANDS

Committee on Appropriations: Subcommittee on Agriculture, Rural Development and Related Agencies concluded hearings on the implementation of the Swampbuster provision of the 1985 Farm Act, which denies farm program benefits to farmers who convert wetlands to cropland, after receiving testimony from Milton Hertz, Administrator, Agricultural Stabilization and Conservation Service, and Wilson Scaling, Chief, Soil Conservation Service, both of the Department of Agriculture; and numerous public witnesses.

NATO DEFENSE

Committee on Armed Services: Committee continued hearings on strategy and capabilities for NATO defense, focusing on the implications for the Alliance of the Intermediate-Range Nuclear Forces (INF) treaty, receiving testimony from James R. Schlesinger, former Secretary of Defense, Secretary of Energy, and Director of Central Intelligence.

Hearings continue tomorrow.

COMMITTEE BUDGET

Committee on Foreign Relations: On Monday, January 25, committee ordered favorably reported an original resolution (S. Res. 356) requesting $2,438,915 in operating expenses for 1988.

INF TREATY

Committee on Foreign Relations: Committee continued hearings on the Treaty between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc., No. 100–11), receiving testimony from Max Kampleman, Counselor, Department of State, and Chief U.S. Negotiator, Negotiations on Nuclear and Space Arms; and Maynard W. Glitman, U.S. Negotiator on Intermediate-Range Nuclear Arms, Department of State.

Hearings continue tomorrow.

COMMITTEE BUDGET

Select Committee on Indian Affairs: Committee ordered favorably reported an original resolution requesting $1,802,055 in operating expenses for 1988.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 2 p.m. on Wednesday, January 27.

Committee Meetings

REFORM OF THE NATION'S BANKING AND FINANCIAL SYSTEM

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on Reform of the Nation's Banking and Financial system. Testimony was heard from public witnesses.

Hearings continue tomorrow.

HOMELESS ASSISTANCE ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on the administration of the Stewart B. McKinney Homeless Assistance Act. Testimony was heard from Representatives Vento and Glickman; Dennis Kwiatkowski, Chairman, Emergency Food and Shelter Program, Federal Emergency Management Agency; James W. Stimpson, Deputy Assistant Secretary, Office of Policy Development, Department of Housing and Urban Development; John Luke, Associate Director, Resources, Community, and Economic Development Division, GAO; and public witnesses.

OSHA OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety held an oversight hearing on OSHA. Testimony was heard from public witnesses.

Hearings continue tomorrow.

IMPACT OF EVENTS SURROUNDING THE MARKET DECLINE ON PRIVATE INVESTORS

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance continued hearings on the events surrounding the break in the stock market. Testimony was heard from Charles A. Bowsher, Comptroller General, GAO.

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Wednesday, January 27, 1988

Senate

Chamber Action

Routine Proceedings, pages 200–276

Measures Introduced: Six resolutions were introduced, as follows: S.J. Res. 241–242, and S. Res. 357–360.

Page 263

Measures Reported: Reports were made as follows:

S. 1721, to improve the congressional oversight of certain intelligence activities, and to strengthen the process by which such activities are approved within the Executive Branch, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–276)

S. 343, for the relief of Pandelis Perdikis. (S. Rept. No. 100–277)

S. 391, for the relief of Hyong Cha Kim Kay. (S. Rept. No. 100–278)

S. 1329, for the relief of Roswitha Starins. (S. Rept. No. 100–279)

S. Res. 357, to authorize expenditures by the Committee on Energy and Natural Resources. Referred to the Committee on Rules and Administration.

S. Res. 358, to authorize expenditures by the Committee on Banking, Housing, and Urban Affairs. Referred to the Committee on Rules and Administration.

S. Res. 359, to authorize expenditures by the Select Committee on Intelligence. Referred to the Committee on Rules and Administration.

S. Res. 360, to authorize expenditures by the Committee on the Judiciary. Referred to the Committee on Rules and Administration.

Page 263

Civil Rights Restoration Act: Senate continued consideration of S. 557, to restore the broad scope of coverage and to clarify the application of title IX of the Education Amendments of 1972, section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, and title VI of the Civil Rights Act of 1964, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 216, 237

Rejected:

(1) Symms Amendment No. 1381, to repeal a certain provision relating to cross ownership of newspapers and television stations. (By 60 yeas to 30 nays (Vote No. 3), Senate tabled the amendment.)

Page 216

(2) Nickles Amendment No. 1382 (to Amendment No. 1381), of a perfecting nature. (Amendment fell with the above vote.)

Page 216

(3) By 36 yeas to 56 nays (Vote No. 4), Hatch Amendment No. 1384, to ensure that coverage under the Act does not extend to any part of a reli-

gious entity that does not receive Federal financial assistance.

Page 225

(4) By 16 yeas to 79 nays (Vote No. 5), Thurmond Amendment No. 1385, to target the application of the definition of program and activity.

Page 233

Withdrawn:

(1) Danforth Amendment No. 1387 (to Amendment No. 1386), of a perfecting nature, to ensure that the bill does not require that persons, or public or private entities receiving Federal funds perform abortions.

Page 237

(2) Packwood Motion to recommit the bill to the Committee on Labor and Human Resources, with instructions that the Committee report the bill forthwith, with Amendment No. 1389, in the nature of a substitute.

Page 253

(3) Byrd (for Kennedy) Amendment No. 1390 (to Amendment No. 1389), of a perfecting nature, to provide that nothing in the amendment made by the Act shall be construed to extend the application of the Acts so amended to ultimate beneficiaries of Federal financial assistance excluded from coverage before enactment of the Act.

Page 255

(4) Byrd (for Kennedy) Amendment No. 1391 (to Amendment No. 1390), of a perfecting nature, to provide that no provision of the Act or any amendment made by the Act shall be construed to force or require any individual or hospital or any other institution, program, or activity receiving Federal funds to perform or pay for an abortion.

Page 255

Pending:

Hatch Amendment No. 1386, to clarify that the exemption to Section 901 of the Education Amendments of 1972 shall also apply to entities closely identified with the tenets of a religious organization.

Page 236

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments proposed thereto.

Page 257

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, January 28.

Motion To Request Attendance: During today's proceedings, the following action also occurred:

By 76 yeas to 15 nays (Vote No. 2), Senate agreed to a motion to request the attendance of absent Senators.

Page 215

By 75 yeas to 15 nays (Vote No. 6), Senate agreed to a motion to request the attendance of absent Senators.

Page 251

Messages From the President: Senate received the following message from the President of the United States;

Transmitting a request for budget and other authority to provide additional assistance for the Nicaraguan Democratic Resistance; which was referred to the Committee on Foreign Relations. (PM–104)

Page 262

Nominations Received: Senate received the following nominations:

Charles F. Dunbar, of Maine, to be Ambassador to the Yemen Arab Republic.

Milton Frank, of California, to be Ambassador to the Kingdom of Nepal.

April C. Glaspie, of California, to be Ambassador to the Republic of Iraq.

Bill K. Perrin, of Texas, to be Ambassador to the Republic of Cyprus.

Ronald F. Lehman II, of Virginia, to be an Assistant Secretary of Defense.

71 Army nominations in the rank of general.

Page 276

Messages From the President: **Page 262**

Messages From the House: **Page 262**

Amendments Submitted: **Page 266**

Additional Cosponsors: **Page 264**

Authority for Committees: **Page 269**

Notices of Hearings: **Page 269**

Additional Statements: **Page 269**

Quorum Calls: Two quorum calls were taken today. (Total—3)

Pages 215, 250

Record Votes: Five record votes were taken today. (Total—6)

Pages 215, 225, 233, 236, 251

Adjournment: Senate convened at 9 a.m., and adjourned at 8:56 p.m., until 9:30 a.m., on Thursday, January 28, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 276.)

Committee Meetings

NATO DEFENSE

Committee on Armed Services: Committee continued hearings on strategy and capabilities for NATO defense, focusing on the NATO-Warsaw Pact military balance, NATO military strategy, and NATO force improvements, receiving testimony from Senators Levin and Quayle; Ambassador David M. Abshire, former Permanent Representative to NATO; and Phillip A. Karber, The BDM Corporation, McLean, Virginia.

Hearings continue on Friday, January 29.

COMMITTEE BUDGET

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original resolution (S. Res. 358) requesting $1,705,000 in operating expenses for 1988.

CELLULAR LICENSING

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings to review proposals to change the rules under which the Federal Communications Commission will award rural cellular "non-wireline" licenses, after receiving testimony from Gerald Brock, Chief, Common Carrier Bureau, Federal Communications Commission; William C. MacLeod, Director, Bureau of Consumer Protection, Federal Trade Commission; John E. McCaw, McCaw Cellular Communications, Kirkland, Washington, Steven S. Seltzer, Modern Communications Corporation, Altoona, Pennsylvania; E. William Henry, Ginsburg, Feldman, and Bress, on behalf of the U.S. Independent Cellular Telephone Association, Robert W. Maher, Cellular Telecommunications Industry Association, Thomas A. Stroup, Telocator Network of America, all of Washington, DC; H. Robert Neff, Billings Cellular Telephone Company, Billings, Montana; Thomas C. Blum, Bell Atlantic Mobile Systems, Inc., Basking Ridge, New Jersey; and John McAllister, W. Carolina Rural Telephone Cooperative, Abbeville, South Carolina.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

An original resolution (S. Res. 357) requesting $2,464,068 in operating expenses for 1988; and

S. 1889, to encourage geothermal development by extending geothermal leases, with amendments.

INF TREATY

Committee on Foreign Relations: Committee continued hearings on the Treaty between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc., No. 100–11), receiving testimony from William P. Rogers and Cyrus R. Vance, both former Secretaries of State; Lt. General Edward L. Rowny, USA (Ret.), Special Representative for Arms Control and Disarmament Negotiations; and David M. Abshire, former U.S. Permanent Representative to NATO.

Hearings continue tomorrow.

NOMINATION

Committee on the Judiciary: Committee ordered favorably reported the nomination of Anthony M. Kennedy, of California, to be an Associate Justice of the Supreme Court of the United States.

Also, the committee approved for reporting an original resolution (S. Res. 360) requesting $4,373,629 in operating expenses for 1988.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Wade Brorby, of Wyoming, to be United States Circuit Judge for the Tenth Circuit, Suzanne B. Conlon, to be United States District Judge for the Northern District of Illinois, Richard J. Arcara, to be United States District Judge for the Western District of New York, and Paul V. Niemeyer, to be United States District Judge for the District of Maryland, after the nominees testified and answered questions in their own behalf. Mr. Brorby was introduced by Senator Simpson, Ms. Conlon was introduced by Senator Dixon, Mr. Arcara was introduced by Senator D'Amato, and Mr. Niemeyer was introduced by Senators Sarbanes and Mikulski.

BUSINESS MEETING

Select Committee on Intelligence: Committee ordered favorably reported the following measures:

S. 1721, to improve the congressional oversight of certain intelligence activities, and to strengthen the process by which such activities are approved within the Executive Branch, with an amendment in the nature of a substitute; and

An original resolution (S. Res. 359) requesting $2,138,034 in operating expenses for 1988.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 3863–3874; 8 resolutions, H.J. Res. 439–442, H. Con. Res. 237–238, and H. Res. 350–351 were introduced. **Page 197**

Bills Reported: Reports were filed as follows:

Challenger Center Day: House passed and cleared for the President S.J. Res. 201, designating January 28, 1988, as "National Challenger Center Day" to honor the crew of the space shuttle Challenger. **Page 190**

Presidential Messages: Read the following messages from the President:

Transportation Department: Message wherein he transmits the seventeenth annual report of the Department of Transportation covering fiscal year 1983—referred to the Committee on Energy and Commerce, the Committee on Merchant Marine and

Fisheries, and the Committee on Public Works and Transportation;

Page 192

Greenhouse effect: Message wherein he transmits a report on current activities of the Government in the area of research on the so-called "Greenhouse Effect"—referred to the Committee on Science, Space, and Technology;

Page 192

Building Sciences Institute: Message wherein he transmits the 11th annual report of the National Institute of Building Sciences for 1987—referred to the Committee on Banking, Finance and Urban Affairs;

Page 192

Alaska's mineral resources: Message wherein he transmits the sixth annual report on Alaska's mineral resources—referred to the Committee on Interior and Insular Affairs; and

Page 192

Tourism Policy Council: Message wherein he transmits the sixth annual report of the Tourism Policy Council—referred to the Committee on Energy and Commerce.

Page 192

Referrals: Two Senate-passed measures were referred to the appropriate House committee.

Page 196

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 2 p.m. and adjourned at 3:20 p.m.

Committee Meetings

COST VARIATION REPORTS; REAL ESTATE ACQUISITION REPORT

Committee on Armed Services: Subcommittee on Military Installations and Facilities approved five cost variation reports.

Prior to this action, the Subcommittee held a hearing on pending cost variation reports and on a real estate acquisition report. Testimony was heard from the following officials of the Department of the Navy: Keith Eastin, Principal Deputy Assistant Secretary, Shipbuilding and Logistics; and Capt. Robert P. Dillman, CEC, USN, Assistant Commander for Construction, Naval Facilities Engineering Command; Col. Dabney S. Craddock III, Chief, Construction Division, Directorate of Engineering and Services, Department of the Air Force; and Richard M. Hadsell, Regional Administrator, National Capital Region, GSA.

REFORM OF THE NATION'S BANKING AND FINANCIAL SYSTEM

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on Reform of the Nation's Banking and Financial Systems. Testimony was heard from public witnesses.

Hearings continue February 2.

FAIR HOUSING ISSUES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on Fair Housing issues. Testimony was heard from public witnesses.

OSHA OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on OSHA. Testimony was heard from public witnesses.

Hearings continue February 2.

FAILURE OF THE ZZZZ-BEST CORPORATION

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing concerning the failure of the ZZZZ-Best Corporation. Testimony was heard from public witnesses.

Hearings continue February 1.

RECENT DEVELOPMENTS IN COLOMBIA

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing on recent developments in Colombia. Testimony was heard from Representative Rangel; the following officials of the Department of State: Ann Wrobleski, Assistant Secretary, Bureau of International Narcotics Matters; and Robert S. Gelbard, Deputy Assistant Secretary, South America, Bureau of Inter-American Affairs; and John C. Lawn, Administrator, Drug Enforcement Administration, Department of Justice.

WHY WAS HAYING DENIED ON SET-ASIDE LAND?

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture held a hearing on Why Was Haying Denied on Set-Aside Land? Testimony was heard from Milton Hertz, Administrator, Agricultural Stabilization and Conservation Service, USDA.

SATELLITE HOME VIEWER COPYRIGHT ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice continued hearings on H.R. 2848, Satellite Home Viewer Copyright Act of 1987. Testimony was heard from Ralph Oman, Register of Copyrights, Library of Congress; and public witnesses.

SOLID ROCKET BOOSTER TEST FIRING

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications held a hearing on the Solid Rocket Booster Test Firing. Testimony was heard from Adm. Richard Truly, Associate Administrator, Office of Space Flight, NASA; and a public witness.

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Thursday, January 28, 1988

Senate

Chamber Action

Routine Proceedings, pages 328–442

Measures Introduced: Four bills and nine resolutions were introduced, as follows: S. 2013–2016, S.J. Res. 243–246, and S. Res. 361–365.

Page 408

Measures Reported: Reports were made as follows:

S. Res. 361, to authorize expenditures by the Committee on Finance. Referred to the Committee on Rules and Administration.

S. Res. 362, to authorize expenditures by the Committee on Commerce, Science, and Transportation. Referred to the Committee on Rules and Administration.

S. Res. 363, to authorize expenditures by the Committee on Environment and Public Works. Referred to the Committee on Rules and Administration.

S. Res. 364, to authorize expenditures by the Committee on Governmental Affairs. Referred to the Committee on Rules and Administration.

S. Res. 365, to authorize expenditures by the Committee on Veterans' Affairs. Referred to the Committee on Rules and Administration.

Page 409

Measures Passed:

Civil Rights Restoration Act: By 75 yeas to 14 nays (Vote No. 12), Senate passed S. 557, to restore the broad scope of coverage and to clarify the application of title IX of the Education Amendments of 1972, section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, and title VI of the Civil Rights Act of 1964, after agreeing to a committee amendment in the nature of a substitute and taking action on additional amendments proposed thereto, follows:

Pages 330, 383

Adopted:

(1) By 55 yeas to 40 nays (Vote No. 8), Weicker Amendment No. 1393, to provide that no provision of the Act or any amendment made by the Act shall be construed to force or require any individual or hospital or any other institution, program, or activity receiving Federal funds to perform or pay for an abortion.

Page 336

(2) By 56 yeas to 39 nays (Vote No. 9), Danforth Amendment No. 1392, to ensure that the bill does not require that persons or public or private entities receiving Federal funds perform abortions.

Page 351

(3) Humphrey-Harkin Amendment No. 1396, to provide a clarification for otherwise qualified individuals with handicaps in the employment context.

Page 383

Rejected:

(1) By 39 yeas to 56 nays (Vote No. 7), Hatch Amendment No. 1386, to clarify that the exemption to Section 901 of the Education Amendments of 1972 shall also apply to entities closely identified with the tenets of a religious organization.

Page 331

(2) By 19 yeas to 75 nays (Vote No. 10), Hatch Amendment No. 1394, to provide institution-wide coverage in education, and to retain the scope of coverage for all other entities that existed prior to the ruling in *Grove City College* v. *Bell.*

Page 364

(3) By 13 yeas to 79 nays (Vote No. 11), Humphrey Amendment No. 1395, to provide for the treatment of small providers under the Rehabilitation Act of 1973.

Page 369

Kennedy Nomination—Agreement: A unanimous-consent agreement was reached providing for the consideration of the nomination of Anthony M. Kennedy, of California, to be an Associate Justice of the Supreme Court of the United States, on Wednesday, February 3.

Page 383

Treaties—Agreement: A unanimous-consent agreement was reached providing for consideration of the following treaties on Monday, February 1:

Ex. 99–20, ILO Convention (No. 144) Concerning Tripartite Consultations to Promote the Implementation of International Labor Standards; and

Ex. 99–21, ILO Convention (No. 147) Concerning Minimum Standards in Merchant Ships, with five understandings.

Page 383

Appointments:

National Economic Council: The Presiding Officer, on behalf of the President pro tempore, and upon the recommendation of the Majority Leader, pursuant to Public Law 100–203, appointed Lee A. Iacocca, Lane Kirkland, and Senator Moynihan to the National Economic Council.

Page 442

Nominations Received: Senate received the following nomination:

William F. Burns, of Pennsylvania, to be Director of the United States Arms Control and Disarmament Agency.

Page 442

Messages From the President: Page 442

Messages From the House: Page 408

Statements on Introduced Bills: Page 409

Amendments Submitted: Page 425

Additional Cosponsors: Page 421

Authority for Committees: Page 425

Additional Statements: Page 426

Record Votes: Six record votes were taken today. (Total—12)

Pages 336, 351, 363, 369, 374, 394

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:28 p.m., until 11:30 a.m., on Monday, February 1, 1987. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 442.)

COMMITTEE BUDGET

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported an original resolution (S. Res. 370) requesting $1,719,586 in operating expenses for 1988.

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Grant S. Green, Jr., of Virginia, to be Assistant Secretary of Defense for Force Management and Personnel, and J. Daniel Howard, of Tennessee, to be Assistant Secretary of Defense for Public Affairs, after the nominees testified and answered questions in their own behalf.

COMMITTEE BUDGET

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported an original resolution (S. Res. 362) requesting $3,384,299 in operating expenses for 1988.

MERCHANT MARINE ACT

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings on S. 1988, to require vessels used to transport sewage sludge and the dredge material removed from and redeposited between any two points within the exclusive economic zone to be built in the United States, after receiving testimony from William A. Creelman, Deputy Administrator for Great Lakes and Inland Waterways, Maritime Administration, Department of Transportation; Kathryn C. Peterson, Chief, Carrier Rulings Branch, United States Customs Service; Richard F. Albers, Standard Marine Services, Bayonne, New Jersey, on behalf of American Waterways Operators, Inc.; Eric P. Tanzberger, Bean Dredging Corporation, and Kenneth B. Dupont, Avondale Industries, Inc., both of New Orleans, Louisiana; Gerard D. Blomberg, B&B Dredging Corporation, New York, New York; Frank Pecquex, Seafarers International Union, Camp Springs, Maryland; James E. Franklin, McDermott Marine Construction, Morgan City, Louisiana; Leon C. Heron, Jr., Gulf Marine Fabricators, Inc., Ingleside, Texas; Mayor Cedric S. LaFleur, Morgan City, Louisiana; and John J. Stocker, Shipbuilders Council of America, Washington, DC.

COMPACT OF FREE ASSOCIATION

Committee on Energy and Natural Resources: Committee concluded hearings on S.J. Res. 231, to authorize the entry into force of the "Compact of Free Association" between the United States and the Government of Palau, after receiving testimony from James D. Berg, Director, Office of Freely Associated State Affairs, Department of State; Larry Morgan, Director of Legislative and Public Affairs, Department of the Interior; Lazarus E. Salii, President, Republic of Palau; Santos Olikong, Speaker, Palau House of Delegates; and Isabella Sumang and Rafaela Sumang, both of Koror, Palau.

COMMITTEE BUDGET

Committee on Environment and Public Works: Committee ordered favorably reported an original resolution (S. Res. 363) requesting $2,381,014 in operating expenses for 1988.

COMMITTEE BUDGET

Committee on Finance: Committee ordered favorably reported an original resolution (S. Res. 361) requesting $2,503,993 in operating expenses for 1988.

INF TREATY

Committee on Foreign Relations: Committee continued hearings on the Treaty between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. No. 100–11), receiving testimony from Paul H. Nitze, Special Adviser to the President and Secretary of State for Arms Control Matters, and Special Representative for Arms Control and Disarmament Negotiations.

Hearings continue on Monday, February 1.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Richard S. Williamson, of Illinois, to be Assistant Secretary of State for International Organizations Affairs, after the nominee testified and answered questions in his own behalf.

COMMITTEE BUDGET

Committee on Governmental Affairs: Committee ordered favorably reported an original resolution (S. Res. 364) requesting $4,548,210 in operating expenses for 1988.

ORGANIZED CRIME

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held closed hearings on organized crime activities, receiving testimony from officials of the Federal Bureau of Investigations, Department of Justice.

Hearings were recessed subject to call.

PANAMANIAN DRUG TRAFFICKING AND MONEY LAUNDERING

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to examine the alleged role of officials of the Panamanian government in drug trafficking and money laundering, receiving testimony from William P. Rosenblatt, Assistant Commissioner of Enforcement, Steve Basha, Chief Counsel, Janet M. Gunther, Chief, Financial Intelligence Branch, and Laura Sherman, Special Agent, all of the U.S. Customs Service, Department of the Treasury; Sam Buffone, Asbill, Junkin, Myers, and Buffone, Washington, DC; and Steven M. Kalish, a Government witness.

Hearings were recessed subject to call.

CANCER DETECTION IN WOMEN

Committee on Labor and Human Resources: Committee held hearings to review procedures for cancer detection in women, focusing on mammography and the early detection of breast cancer, and problems in the medical testing industry concerning pap tests, receiving testimony from Charles Smart, Chief, Community Oncology Rehabilitation Branch, National Cancer Institute, National Institutes of Health, Department of Health and Human Services; Jill Ireland, American Cancer Society, Lea Thompson, WRC–TV News 4, and Dr. Cyril A. Schulman, George Washington University, all of Washington, DC; Rose Kushner, Breast Cancer Advisory Center, Kensington, Maryland; Philip Strax, University of Miami School of Medicine, Miami, Florida; Dixie Melillo, Pasadena Bayshore Medical Center, Houston, Texas; Robert Hasselbrack, Accu-Pap Diagnostic Services, and Barbara Arbuckle, both of Seattle, Washington; Patricia Ashton, Cell Diagonistics, Inc., Durham, North Carolina, representing The American Society for Cytotechnology; and Herbert Dickerman, New York State Department of Health, Albany.

Hearings were recessed subject to call.

INF TREATY

Select Committee on Intelligence: Committee held closed hearings on U.S. monitoring capabilities with respect to the Treaty Between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony from Max Kampleman, Counselor, Department of State, and Chief U.S. Negotiator, Negotiations on Nuclear and Space Arms; and Maynard Glitman, U.S. Negotiator on Intermediate-Range Nuclear Arms, Department of State.

Hearings continue tomorrow.

COMMITTEE BUDGET

Special Committee on Aging: Committee approved for reporting an original resolution (S. Res. 368) requesting $1,111,255 in operating expenses for 1988.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 3875–3883; 3 resolutions, H.J. Res. 443 and 444, and H. Con. Res. 239 were introduced. **Page 326**

Presidential Message—Contra Aid: Read a message from the President wherein he requests additional assistance for the Nicaraguan Democratic Resistance—referred to the Committee on Appropriations, the Committee on Armed Services, the Committee on Foreign Affairs, and the Permanent Select Committee on Intelligence and ordered printed (H. Doc. 100–161). **Page 323**

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 11:20 a.m.

Committee Meetings

ALL-TERRAIN VEHICLE SETTLEMENT

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on All-Terrain Vehicle (ATV's) Settlement. Testimony was heard from Senator D'Amato; Representatives Florio, Barton of Texas and Daub; from the following officials of the Consumer Product Safety Commission: Terrence Scanlon, Chairman; Carol G. Dawson and Anne Graham, both Commissioners; James Shannon, Attorney General, State of Massachusetts; and public witnesses.

AGE DISCRIMINATION: QUALITY OF ENFORCEMENT?

Select Committee on Aging: Held a hearing on Age Discrimination: Quality of Enforcement? Testimony was heard from Clarence Thomas, Chairman, EEOC; and public witnesses.

◆ ◆ ◆

Monday, February 1, 1988

Senate

Chamber Action

Routine Proceedings, pages 463–558

Measures Introduced: Six bills and nine resolutions were introduced, as follows: S. 2017–2022, S.J. Res. 247–248, and S. Res. 366–372.

Page 523

Measures Reported: Reports were made as follows:

S. 430, to amend the Sherman Act regarding retail competition, with an amendment in the nature of a substitute. (S. Rept. No. 100–280)

S. Res. 366, to authorize the expenditures by the Committee on Small Business. Referred to the Committee on Rules and Administration.

S. Res. 367, to authorize the expenditures by the Committee on Armed Services. Referred to the Committee on Rules and Administration.

S. Res. 368, to authorize expenditures by the Special Committee on Aging. Referred to the Committee on Rules and Administration.

S. Res. 369, to authorize the expenditures by the Committee on Appropriations. Referred to the Committee on Rules and Administration.

S. Res. 370, to authorize expenditures by the Committee on Agriculture, Nutrition, and Forestry. (S. Rept. No. 100–281) Referred to the Committee on Rules and Administration.

S. Res. 371, to authorize expenditures by the Committee on the Budget. Referred to the Committee on Rules and Administration.

Page 522

Measures Passed:

Veterans' Home Loan Program Emergency Amendments of 1988: Senate passed S. 2022, to amend title 38, United States Code, to authorize reductions under certain circumstances in the downpayments required for loans made by the Veterans' Administration to finance the sales of properties acquired by the Veterans' Administration as the result of foreclosures, and clarify the calculation of available guaranty entitlement and make other technical and conforming amendments.

Page 515

Senatorial Election Campaign Act: Senate began consideration of S. 2, to amend the Federal Election Campaign Act of 1971, to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees.

Page 481

Senate will continue consideration of the bill on Tuesday, February 2.

Treaties Approved: The following treaties having passed through their various parliamentary stages up to and including presentation of resolutions of ratification, two-thirds of the Senators present having voted in the affirmative, the resolutions of ratifications were agreed to, as follows:

By 81 yeas to 2 nays (Vote No. 13), Treaty Doc. No. 99–20, ILO Convention (No. 144) Concerning Tripartite Consultations to Promote the Implementation of International Labor Standards, with a declaration.

Page 473

By unanimous vote of 84 yeas (Vote No. 14), Treaty Doc. No. 99–21, ILO Convention (No. 147) Concerning Minimum Standards in Merchant Ships, with five understandings.

Page 473

Executive Reports of Committees: Senate received the following executive report of a committee:

Report to accompany the nomination of Anthony M. Kennedy, of California, to be an Associate Justice of the Supreme Court of the United States (with additional and supplemental views). (Ex. Rept. No. 100–13)

Page 522

Messages From the President: Senate received the following message from the President of the United States:

Message providing notice of the intent to remove Hong Kong, the Republic of Korea, Singapore, and Taiwan from their status as beneficiaries of the Generalized System of Preferences (GSP) program as of January 2, 1989, under section 504(a)(1) of the Trade Act of 1974 (19 U.S.C. 2464(a)(1)); which was referred to the Committee on Finance. (PM–105)

Page 522

Statements on Introduced Bills: **Page 523**

Additional Cosponsors: **Page 538**

Additional Statements: **Page 542**

Record Votes: Two record votes were taken today. (Total—14)

Page 480

Adjournment: Senate convened at 11:30 a.m., and adjourned at 6:25 p.m., until 11:30 a.m., on Tuesday, February 2, 1987. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 558.)

Committee Meetings

NATO DEFENSE

Committee on Armed Services: Committee resumed hearings on NATO-Warsaw Pact military balance, NATO military strategy, and NATO force improvements, receiving testimony from General Bernard W. Rogers, USA (Ret.), former Commander-in-Chief, U.S. European Command.

Also, on Friday, January 29, the committee resumed hearings on strategy and capabilities for NATO defense, focusing on the implications for the Alliance of the Intermediate-range Nuclear Forces (INF) treaty, receiving testimony from Harold G. Brown, former Secretary of Defense; and Jeane J. Kirkpatrick, former U.S. Representative to the United Nations.

Hearings continue tomorrow.

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Ronald F. Lehman II, of Virginia, to be Assistant Secretary of Defense for International Security Policy, after the nominee testified and answered questions in his own behalf.

Also, on Friday, January 29, the committee ordered favorably reported the nominations of Grant S. Green, Jr., of Virginia, to be Assistant Secretary of Defense for Force Management and Personnel, J. Daniel Howard, of Tennessee, to be Assistant Secretary of Defense for Public Affairs, and 5,253 nominations in the Army, Navy, Marine Corps, and Air Force, and an original resolution (S. Res. 367) requesting $2,501,901 in operating expenses for 1988.

PUBLIC UTILITY REGULATORY POLICIES ACT

Committee on Energy and Natural Resouces: Committee held oversight hearings to review proposals before the Federal Energy Regulatory Commission to clarify certain requirements of the Public Utility Regulatory Policies Act of 1978, provide guidelines for the use of competitive bidding systems to acquire non-utility power under the Act, and create a new category of Independent Power Producers (IPPs) who would be subject to reduced regulation under the Federal Power Act. Receiving testimony from Martha C. Hesse, Chairman, and Charles A. Trabandt, Charles G. Stalon, C.M. Naeve, and Anthony G. Sousa, all Commissioners, all of the Federal Energy Regulatory Commission; Edwyna G. Anderson, Michigan Public Service Commission, Lansing, representing the National Association of Regulatory Utility Commissioners; Robert J. Keegan, Massachusetts Department of Public Utilities, Boston; and Elizabeth Lacy, Virginia Corporation Commission, Richmond.

Hearings continue tommorrow.

INF TREATY

Committee on Foreign Relations: Committee resumed hearings on the Treaty Between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. No. 100–11), receiving testimony from Frank C. Carlucci, Secretary of Defense; and Paul H. Nitze, Special Advisor to the President and Secretary of State for Arms Control Matters, and Special Representative for Arms Control and Disarmament Negotations.

Also, on Friday, January 29, the committee concluded hearings on the aforementioned Treaty from William H. Webster, Director of Central Intelligence, who was accompanied by several of his associates.

Hearings continue tomorrow.

NOMINATIONS

Committee on Foreign Relations: On Friday, January 29, the Committee concluded hearings on the nominations of Major General William F. Burns, USA, of Pennsylvania, to be Director of the Arms Control and Disarmament Agency, Leonard H.O. Spearman, Sr., of Texas, to be Ambassador to the Republic of Rwanda, and Chester E. Norris, Jr., of Maine, to be Ambassador to the Republic of Equatorial Guinea, after the nominees testified and answered questions in their own behalf. Major General Burns was introduced by Senators Heinz and Specter, Mr. Spearman was introduced by Senator Gramm, and Mr. Norris was introduced by Senator Cohen.

NATIONAL LABOR RELATIONS ACT

Committee on Labor and Human Resources: On Friday, January 29, Subcommittee on Labor held hearings to review practices and operations under the National Labor Relations Act, receiving testimony from Gregory Harm, Lincoln, Nebraska; Norman Medows, Jacksonville, Florida; Michael Kodluboy, St. Paul, Minnesota; William Dickens, University of California, Berkeley; Maxine Hicks, Windsor, Ohio; Robert Encinas, Las Cruces, New Mexico; John Delaney, Columbia University and William Ragen, both of New York, New York; Frederick Swan, Lexington, North Carolina; and Matthew Finken, Southern Methodist University School of Law, Dallas Texas.

Hearings continue on Friday, February 5.

COMMITTEE BUDGET

Committee on Small Business: On Friday, January 29, the committee approved for reporting an original resolution (S. Res. 366) requesting $983,492 in operating expenses for 1988.

INF TREATY

Select Committee on Intelligence: On Friday, January 29, the committee continued closed hearings on U.S. monitoring capabilities with respect to the Treaty Between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony from Frank C. Carlucci, Secretary of Defense; and Admiral William J. Crowe, Jr., USN, Chairman, Joint Chiefs of Staff.

Closed hearings continue on Wednesday, February 3.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 3884–3888; and 1 resolution, H. Con. Res. 240, were introduced.

Page 461

Presidential Message—GSP Program: Read a message from the President wherein he notifies Congress of his intent to remove Hong Kong, the Republic of Korea, Singapore, and Taiwan from their status as beneficiaries of the Generalized System of Preferences program—referred to the Committee on Ways and Means and ordered printed (H. Doc. 100–162).

Page 457

Intelligence Committee: The Speaker appointed Representatives Mavroules and Richardson as members of the Permanent Select Committee on Intelligence, to fill existing vacancies thereon.

Page 458

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 460

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:17 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on fiscal year 1989 Defense Budget. Testimony was heard from Gen. John Galvin, USA, Commander-in-Chief, U.S. European Command.

Hearings continue tomorrow.

JUVENILE JUSTICE AND DELINQUENCY PREVENTION ACT AMENDMENTS

Committee on Education and Labor: On January 29, the Subcommittee on Human Resources held a hearing on H.R. 1801, Juvenile Justice and Delinquency Prevention Amendments of 1987. Testimony was heard from Paget Hinch, Association Commissioner, Family and Youth Services, Administration for Children, Youth and Families, Department of Health and Human Services; and public witnesses.

Hearings continue February 18.

FAILURE OF THE ZZZZ-BEST CORPORATION

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings on the failure of the ZZZZ-Best Corporation. Testimony was heard from public witnesses.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDREDTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 25 through January 29, 1988

	Senate	*House*	*Total*
Days in session	5	3	..
Time in session	27 hrs., 30′	4 hrs., 39′	..
Congressional Record:			
Pages of proceedings	312	48	350
Extensions of Remarks	..	..	86
Public bills enacted into law	..	..	..
Private bills enacted into law	..	..	..
Bills in conference	5	5	..
Measures passed, total	6	6	12
Senate bills	3	..	..
House bills	..	..	..
Senate joint resolutions	..	1	..
House joint resolutions	..	..	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	1	1	..
Simple resolutions	2	4	..
Measures reported, total	*14	*..	14
Senate bills	4	..	..
House bills	..	..	..
Senate joint resolutions	..	..	..
House joint resolutions	..	..	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	..	..	..
Simple resolutions	10	..	..
Special reports	..	..	..
Conference reports	..	..	..
Measures pending on calendar	70	48	..
Measures introduced, total	38	70	108
Bills	18	44	..
Joint resolutions	7	14	..
Concurrent resolutions	1	5	..
Simple resolutions	12	7	..
Quorum calls	3	1	..
Yea-and-nay votes	12	..	..
Recorded votes	..	..	..
Bills vetoed	..	..	..
Vetoes overridden	..	..	..

* These figures include all measures reported, even if there was no accompanying report. A total of 5 reports have been filed in the Senate. No reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

(January 25, 1988, through January 31, 1988)

Civilian nominations, totalling 127 (including 112 nominations carried over from the first session), disposed of as follows:

Unconfirmed 127

Civilian nominations (lists), totalling 53 (including 10 nominations carried over from the first session), disposed of as follows:

Unconfirmed 53

Air Force nominations, totalling 3,339 (including 2,955 nominations carried over from the first session), disposed of as follows:

Unconfirmed 3,339

Army nominations, totalling 2,566 (including 2,361 nominations carried over from the first session), disposed of as follows:

Unconfirmed 2,566

Navy nominations, totalling 54 (including 46 nominations carried over from the first session), disposed of as follows:

Unconfirmed 54

Marine Corps nominations, totalling 36 (including 10 nominations carried over from the first session), disposed of as follows:

Unconfirmed 36

Summary

Total nominations carried over from the first session	5,494
Total nominations received this session	681
Total unconfirmed	6,175

Tuesday, February 2, 1988

Senate

Chamber Action

Routine Proceedings, pages 606–677

Measures Introduced: Seven bills and five resolutions were introduced, as follows: S. 2023–2029, S.J. Res. 249, and S. Res. 373–376.

Page 650

Measures Reported: Reports were made as follows:

S. Res. 373, to authorize expenditures by the Committee on Labor and Human Resources. Referred to the Committee on Rules and Administration.

S. Res. 374, to authorize expenditures by the Select Committee on Indian Affairs. Referred to the Committee on Rules and Administration.

S.J. Res. 243, relating to Central America, pursuant to H.J. Res. 395 of the 100th Congress, unfavorably. (S. Rept. No. 100–282)

Page 649

Measures Passed:

Death of Representative Dan Daniel: Senate agreed to S. Res. 375, to express profound sorrow on the announcement of the death of Representative Dan Daniel, late a Representative from the Commonwealth of Virginia.

Page 638

Commending the Washington Redskins: Senate agreed to S. Res. 376, to commend the Washington Redskins on winning Super Bowl XXII.

Page 636

Rescission of Certain Budget Authority: Senate passed H.R. 3884, to rescind certain budget authority recommended in Public Law 100–202.

Page 638

Private Relief: Senate passed S. 343, for the relief of Pandelis Perdikis.

Page 638

Private Relief: Senate passed S. 391, for the relief of Hyong Cha Kim Kay.

Page 638

Private Relief: Senate passed S. 1329, for the relief of Roswitha Starins.

Page 639

Inspector General Act Amendments: By unanimous vote of 85 yeas (Vote No. 15), Senate passed S. 908, to amend the Inspector General Act of 1978, to establish Offices of Inspector General in specified departments and agencies, after agreeing to a modified committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

Page 612

Glenn-Roth Amendment No. 1398, of a technical and clarifying nature.

Page 621

Subjects on the Table: The following measure was placed on the calendar under Subjects on the Table:

Comprehensive Child Development Centers Act: S. 1542, to provide financial assistance for a program of comprehensive child development centers.

Page 639

Medicare Catastrophic Loss Prevention Act: Senate insisted on its amendment of the Senate to H.R. 2470, to amend title XVIII of the Social Security Act, to provide protection against catastrophic medical expenses under the medicare program, agreed to a conference requested by the House thereon, and appointed as conferees Senators Bentsen, Baucus, Bradley, Mitchell, Pryor, Dole, Chafee, Heinz, and Durenberger.

Page 611

Authority for Committee: The Committee on Foreign Relations was authorized until 6 p.m., today, to file a report on S.J. Res. 243, relating to Central America, pursuant to H.J. Res. 395 of the 100th Congress.

Page 639

Nominations Received: Senate received the following nominations:

George M. Marovich to be United States District Judge for the Northern District of Illinois.

Bernard A. Friedman, to be United States District Judge for the Eastern District of Michigan.

Emilio M. Garza, to be United States District Judge for the Western District of Texas.

Nanette Fabray MacDougall, of California, to be a Member of the National Council on the Handicapped.

Thomas J. Simon, of Virginia, to be a Member of the Railroad Retirement Board.

21 Air Force nominations in the rank of general.

14 Marine Corps nominations in the rank of general.

Routine lists of National Oceanic and Atmospheric Administration, Air Force, Army and Navy nominations.

Page 677

Nomination Withdrawn: Senate received notification of the withdrawal of the nomination of Robert N. Miller, to be United States District Judge for the District of Colorado.

Page 679

Nominations Confirmed: Senate confirmed the following nominations:

Grant S. Green, Jr., of Virginia, to be an Assistant Secretary of Defense.

J. Daniel Howard, of Tennessee, to be an Assistant Secretary of Defense.

18 Air Force nominations in the rank of general.

12 Navy nominations in the rank of admiral.

Routine lists of Air Force, Army, and Marine Corps nominations.

Page 679

Messages From the President: **Page 649**

Messages From the House: **Page 649**

Statements on Introduced Bills: **Page 650**

Amendments Submitted: **Page 667**

Additional Cosponsors: **Page 665**

Authority for Committees: **Page 668**

Additional Statements: **Page 668**

Record Votes: One record vote was taken today. (Total—15) **Page 624**

Recess: Senate convened at 11:30 a.m., and as a further mark of respect to the memory of the late Representative Dan Daniels, of Virginia, in accordance with S. Res. 375, recessed at 5:50 p.m., until 9 a.m., on Wednesday, February 3, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 677.)

Committee Meetings

NATO

Committee on Armed Services: Committee continued hearings on strategy and capabilities for NATO defense, focusing on the NATO-Warsaw Pact military balance, NATO strategy, and NATO force improvements, receiving testimony from General John R. Galvin, USA, Commander-in-Chief, U.S. European Command.

Also, the committee continued hearings on strategy and capabilities for NATO defense, focusing on European perspectives on NATO's security posture, including the implications for the Alliance of the Intermediate-Range Nuclear Forces (INF) treaty, receiving testimony from Ambassador Richard R. Burt, U.S. Ambassador to the Federal Republic of Germany.

Committee will meet again tomorrow.

FINANCIAL MARKETS

Committee on Banking, Housing, and Urban Affairs: Committee began hearings to review recent developments in the securities markets, focusing on events surrounding the stock market crash of 1987, focusing on proposals for structural and regulatory reforms, receiving testimony from Alan Greenspan, Chairman, Federal Reserve System; and Nicholas F. Brady, Dillon, Read and Co., Inc., New York, New York.

Hearings continue tomorrow.

PUBLIC UTILITIES REGULATORY POLICIES ACT

Committee on Energy and Natural Resources: Committee concluded oversight hearings to review proposals before the Federal Energy Regulatory Commission to clarify certain requirements of the Public Utility Regulatory Policies Act of 1978, provide guidelines for the use of competitive bidding systems to acquire non-utility power under the Act, and create a new category of Independent Power Producers (IPPs) which would be subject to reduced regulation under the Federal Power Act, after receiving testimony from William McCollam, Jr., Edison Electric Institute, John A. Anderson, Electricity Consumers Resource Council, Larry Hobart, American Public Power Association, and Mark Cooper, Consumer Federation of America, all of Washington, DC; Jerry E. Geist, Public Service Company of New Mexico, Albuquerque; Richard E. Disbrow, American Electric Power Service Corporation, Columbus, Ohio; William B. Ellis, Northeast Utilities, Hartford, Connecticut; Michael Peevey, Southern California Edison, Rosemead, California; Martin N. Duggan, Hydra-Co Enterprises, Inc., Syracuse, New York, representing the Cogeneration and Independent Power Coalition of America, Inc.; Peter Borre, J. Makowski Associates, Inc., Boston, Massachusetts, representing the Independent Power Producers Working Group; Ken Lay, Enron Corporation, Houston, Texas; John D. Kuhns, Catalyst Energy Corporation, New York, New York, representing the National Independent Energy Producers; Joseph Cresci, Environmental Power Corporation, Boston, Massachusetts; William J. Nicholson, Potlatch Corporation, San Francisco, California, representing the American Paper Institute; and Bernard H. Cherry, Oxbow Geothermal Corporation, Reno, Nevada.

CONTRA AID

Committee on Foreign Relations: Committee ordered reported, unfavorably, S.J. Res. 243, to provide additional assistance for the Nicaraguan Democratic Resistance.

INF TREATY

Committee on Foreign Relations: Committee continued hearings on the Treaty Between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. No. 100–11), receiving testimony from Caspar W. Weinberger, Harold Brown, James R. Schlesinger, Elliott Richardson, and Robert S. McNamara, all former Secretaries of Defense.

Hearings continue tomorrow.

JUDICIAL SELECTION PROCESS

Committee on the Judiciary: Committee held hearings to review the Administration's performance in nominating women and minorities as judicial appointees, receiving testimony from Stephen J. Markman, Assistant Attorney General, Office of Legal Policy, Department of Justice; Estelle Rogers, Federation of Women Lawyers Judicial Screening Panel, Thomas Duckenfield, National Bar Association, Robert E. Jordan, III, District of Columbia Bar, Martha Saenz-Schroeder, D.C. Women's Bar Association, Iverson Mitchell, Washington Bar Association, and Wiley A. Branton, all of Washington DC; and Judith C. Chirlin, National Association of Women Judges, Los Angeles, California.

Hearings were recessed subject to call.

COMMITTEE BUDGET

Committee on Labor and Human Resources: Committee approved for reporting an original resolution (S. Res. 373) requesting $4,581,000 in operating expenses for 1988.

YOUTH SERVICES EMPLOYMENT

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity held hearings on S. 1731, to establish a demonstration program to provide educational and job-training services for severely disadvantaged youths, receiving testimony from Robert Jones, Acting Assistant Secretary for Employment and Training, Department of Labor; Mayor Kurt Schmoke, Baltimore, Maryland, on behalf of the U.S. Conference of Mayors; Ohio State Senator Michael R. White, Cleveland; Marian Wright Edelman, Children's Defense Fund, Washington, DC; O.F. Wenzler, Johnson and Johnson, New Brunswick, New Jersey, representing the Greater Raritan Private Industry Council; and Dorothy Stoneman, Youth Action Program of the East Harlem Block Schools, New York, New York.

Hearings were recessed subject to call.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee held hearings to receive testimony from Senators, as indicated, in support of resolutions requesting funds for operating expenses of their respective committees, as follows:

Agriculture, Nutrition, and Forestry: (S. Res. 370—$1,719,586) Senators Leahy and Lugar;

Indian Affairs: (S. Res. 374—$1,802,055) Senators Inouye and McCain;

Finance: (S. Res. 361—$2,503,993) Senators Bentsen and Packwood;

Governmental Affairs: (S. Res. 364—$4,548,210) Senators Glenn and Roth;

Energy and Natural Resources: (S. Res. 357—$2,464,068) Senators Johnson and McClure.

Hearings continue tomorrow.

MINORITY BUSINESS DEVELOPMENT

Committee on Small Business: Committee held hearings on S. 1993, to improve the growth and development of small business concerns owned and controlled by socially and economically disadvantaged individuals, especially through participation in the Federal procurement process, and H.R. 1807, to set forth specified small business eligibility requirements with respect to the Small Business Administration's small business and capital ownership development program and the award of Government procurement contracts under the small business set-aside program, receiving testimony from James Abdnor, Administrator, and John F. Moffitt, Associate Deputy Administrator for Management and Administration, both of the Small Business Administration; Robert P. Bedell, Administrator for Federal Procurement Policy, Office of Federal Procurement Policy, Office of Management and Budget; and Parren Mitchell, Minority Business Enterprise Legal Defense and Education Fund, and Ray Kline and Thomas D. Morris, both of the National Academy of Public Administration, all of Washington, DC.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 3889–3894; 5 resolutions, H.J. Res. 445 and 446, H. Con. Res. 241, and H. Res. 352 and 353 were introduced.

Page 604

Report Filed: One report was filed as follows: H. Res. 339, requesting that the President furnish the House of Representatives with documents relating to statements by a Vietnamese official about American prisoners of war/missing in action in Vietnam (H. Rept. 100–500).

Page 604

Journal: By a yea-and-nay vote of 265 yeas to 105 nays, Roll No. 2, the House approved the Journal of Monday, February 1.

Page 573

Private Calendar: Agreed to dispense with the call of the Private Calendar.

Page 573

Suspensions: House voted to suspend the rules and pass the following bills:

Civil Service due process amendments: H.R. 3875, amended, to amend title 5, United States Code, with respect to appeal rights for members of the excepted service affected by adverse personnel actions and with respect to the Merit Systems Protection Board (passed by a yea-and-nay vote of 365 yeas to 21 nays, Roll No. 3); and

Pages 580, 588

Overseas educational facilities construction rescission: H.R. 3884, to rescind certain budget authority recommended in Public Law 100–202 (passed by a yea-and-nay vote of 384 yeas to 1 nay, Roll No. 4).

Pages 584, 588

Timucuan Preserve: House cleared for the President H.R. 1983, authorizing the Secretary of the Interior to preserve certain wetlands and historic and prehistoric sites in the St. Johns River Valley, Florida; by agreeing to the Senate amendments thereto.

Page 589

Delta Region Preservation Commission: House cleared for the President H.R. 2566, to amend the National Parks and Recreation Act of 1978, as amended, to extend the term of the Delta Region Preservation Commission; by agreeing to the Senate amendment thereto.

Page 590

Senior Citizen Week: House passed H.J. Res. 196, to designate the week of May 10, 1987, through May 16, 1987, as "Senior Center Week."

Page 591

Agreed to the Dymally amendment that changes the designated week to May 8 through May 14, 1988.

Page 591

Agreed to amend the title.

Page 592

VITA Week: House passed H.J. Res. 292, designating the week beginning February 1, 1988, as "National VITA Week".

Page 592

Visiting Nurse Associations Week: House passed and cleared for the President S.J. Res. 172, to designate the period commencing February 21, 1988, and ending February 27, 1988, as "National Visiting Nurse Associations Week".

Page 592

Fair Housing Month: House passed and cleared for the President S.J. Res. 143, to designate April 1988, as "Fair Housing Month".

Page 593

Lithuanian Independence Day: House passed and cleared for the President S.J. Res. 39, to provide for the designation of the 70th anniversary of the renewal of Lithuanian independence, February 16, 1988, as "Lithuanian Independence Day".

Page 594

Women in Sports Day: House passed and cleared for the President S.J. Res. 196, to designate February 4, 1988, as "National Women in Sports Day".

Page 595

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 603

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 572, 587, 588. There were no quorum calls.

Adjournment: Met at noon and adjourned at 3:09 p.m.

Committee Meetings

SOYBEAN SITUATION

Committee on Agriculture: Subcommittee on Wheat, Soybeans, and Feed Grains held a hearing to review current soybean situation. Testimony was heard from Representative Dorgan of North Dakota; Ewen M. Wilson, Assistant Secretary for Economics, USDA; and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to continue hearings on fiscal year 1989 Defense Budget. Testimony was heard from Adm. Lee Baggett, Jr., USN, Commander-in-Chief, U.S. Atlantic Command.

Hearings continue tomorrow.

DEFENSE COMMITMENTS

Committee on Armed Services: Defense Burdensharing Panel held a hearing to review U.S. defense commitments, the cost of those commitments, how the burden of providing for allied defense is shared among nations, and the future of defense alliances. Testimony was heard from Harold Brown, former Secretary of Defense; Eugene Rostow, former Director, U.S. Arms Control and Disarmament Agency; and Richard Perle, former Assistant Secretary, International Security Policy, Department of Defense.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Gen. David Jones, USAF (Ret.), former Chairman, Joint Chiefs of Staff and former Chief of Staff, U.S. Air Force; Gen. E.C. Meyer, USA (Ret.), former Chief of Staff, U.S. Army; and Adm. James L. Holloway, USN (Ret.), former Chief of Naval Operations.

REFORM OF THE NATION'S BANKING AND FINANCIAL SYSTEMS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on Reform of the Nation's Banking and Financial Systems. Testimony was heard from public witnesses.

OSHA OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety concluded oversight hearings on OSHA. Testimony was heard from John A. Pendergrass, Assistant Secretary, OSHA, Department of Labor.

STUDENT LOAN DEFAULTS

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing to examine the issue of student loan defaults. Testimony was heard from William Gainer, Associate Director, GAO; and public witnesses.

Hearings continue tomorrow.

U.S. FOREIGN POLICY

Committee on Foreign Affairs: Held a hearing on U.S. Foreign Policy. Testimony was heard from George P. Shultz, Secretary of State.

UNITED STATES-SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on United States-Soviet Relations: Political and Social Change in the Soviet Union. Testimony was heard from public witnesses.

AIR TRAFFIC CONTROLLERS

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3396, to provide for the rehiring of certain former air traffic controllers. Testimony was heard from Chairman Ford and Representative Molinari.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

FURNISH DOCUMENT TO HOUSE

Permanent Select Committee on Intelligence: Met in executive session and ordered reported unfavorably. H. Res. 339, directing the Director of Central Intelligence to furnish a certain document to the House of Representatives.

COMMITTEE BUSINESS

Select Committee on Children, Youth, and Families: Met and approved pending committee business.

Wednesday, February 3, 1988

Senate

Chamber Action

Routine Proceedings, pages 701–774

Measures Introduced: Two bills and one resolution were introduced, as follows: S. 2031–2032, and S.J. Res. 250.

Page 760

Measures Passed:

Extension of Health Block Grant Program: Senate passed S. 1579, to amend the Public Health Service Act, to revise and extend the block grant program, after agreeing to a committee amendment in the nature of a substitute.

Page 741

Employee Health Promotion and Disease Prevention Act: Senate passed S. 1726, to amend the Public Health Service Act, to promote employee health and disease prevention.

Page 742

Nominations Confirmed: Senate confirmed the following nominations:

By a unanimous vote of 97 yeas (Vote No. 16), Anthony M. Kennedy, of California, to be Associate Justice of the United States Supreme Court.

Page 705

Robert H. Edmunds, Jr., to be United States Attorney for the Middle District of North Carolina.

Jesse R. Jenkins to be United States Marshal for the Western District of North Carolina.

Page 743

Messages From the House: **Page 757**

Measures Referred: **Page 757**

Petitions and Memorials: **Page 759**

Communications: **Page 757**

Statements on Introduced Bills: **Page 760**

Amendments Submitted: **Page 764**

Additional Cosponsors: **Page 763**

Authority for Committees: **Page 768**

Notices of Hearings: **Page 768**

Additional Statements: **Page 769**

Record Votes: One record vote was taken today. (Total—16)

Page 739

Recess: Senate convened at 9 a.m., and recessed at 5:21 p.m., until 2 p.m., on Thursday, February 4, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 774.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nomination of Wendy L. Gramm, of Texas, to be Chairman of the Commodity Futures Trading Commission, after the nominee, who was introduced by Senators Inouye and Bentsen, testified and answered questions in her own behalf.

NATO

Committee on Armed Services: Committee continued hearings on NATO force deficiencies and improvements, receiving testimony from General Carl E. Vuono, USA, Chief of Staff, U.S. Army; Admiral Carlisle A.H. Trost, USN, Chief of Naval Operations; General Alfred M. Gray, Jr., USMC, Commandant of the Marine Corps; and General Larry D. Welch, USAF, Chief of Staff, U.S. Air Force.

Hearings continue tomorrow.

FINANCIAL MARKETS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings to review recent developments in the securities markets, focusing on events surrounding the stock market crash of 1987, and on proposals for structural and regulatory reforms, receiving testimony from David S. Ruder, Chairman, Securities and Exchange Commission; and Kalo A. Hineman, Acting Chairman, Commodities Futures Trading Commission.

Hearings continue tomorrow.

ARCTIC NATIONAL WILDLIFE REFUGE

Committee on Energy and Natural Resources: Committee began consideration of proposed legislation relating to the Arctic National Wildlife Refuge, but did not complete action thereon, and will meet again tomorrow.

FEDERAL JUDICIARY BUILDING

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure concluded hearings on S. 1934, to authorize construction and leasing of a proposed building to house agencies of the Judicial Branch of the government, after receiving testimony from George M. White, Architect of the Capitol; L. Ralph Mecham, Director, and Raymond A. Karam, Assistant Director for Administration, both of the Administrative Office of the United States Courts; Warren E. Burger, former Chief Justice, United States Supreme Court; and Elizabeth Rowe, Committee of 100 on the Federal City, and David Sellin, Citizens Planning Coalition, both of Washington, DC.

NOMINATIONS

Committee on Foreign Relations: Committee ordered favorably reported the nominations of John R. Davis, Jr., of California, to be U.S. Ambassador to Poland, Chester E. Norris, Jr., of Maine, to be Ambassador to the Republic of Equatorial Guinea, Leonard H.O. Spearman, Sr., of Texas, to be Ambassador to the Republic of Rwanda, Richard S. Williamson, of Illinois, to be an Assistant Secretary of State, and two foreign service promotion lists received by the Senate on January 26, 1988.

INF TREATY

Committee on Foreign Relations: Committee continued hearings on the Treaty Between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. No. 100–11), receiving testimony from General John R. Galvin, Commander-in-Chief, U.S. European Command; Richard R. Burt, U.S. Ambassador to Federal Republic of Germany; Alton G. Keel, Jr., U.S. Representative on the Council of NATO; and Evan G. Galbraith, former U.S. Ambassador to France.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 1904, to limit the use of lie detector examinations by employers involved in or affecting interstate commerce, with an amendment in the nature of a substitute; and

The nominations of Thomas G. Pownall, of Maryland, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation, Esther K. Everett, of New York, and Helen J. Valerio, of Massachusetts, each to be a Member of the National Advisory Council on Women's Educational Programs, Carolynn-Reid Wallace, of the District of Columbia, to be a Member of the National Council on the Humanities, and Robert L. McElrath, of Tennessee, and J. Wade Gilley, of Virginia, each to be a Member of the National Advisory Council on Educational Research and Improvement.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee continued hearings to receive testimony from Senators, as indicated, in support of resolutions requesting funds for operating expenses of their respective committees, as follows:

Foreign Relations: (S. Res. 356—$2,438,915) Senator Pell;

Labor and Human Resources: (S. Res. 373—$4,581,000) Senator Hatch;

Budget: (S. Res. 371—$3,027,546) Senators Chiles and Domenici;

Small Business: (S. Res. 366—$983,492) Senators Bumpers and Weicker;

Appropriations: (S. Res. 369—$4,119,856) Senators Stennis and Hatfield;

Environment and Public Works: (S. Res. 363—$2,381,014) Senators Burdick and Stafford.

Hearings continue tomorrow.

BUSINESS MEETING

Select Committee on Intelligence: Committee met in closed session to discuss pending committee business, but made no announcements.

INF TREATY

Select Committee on Intelligence: Committee held closed joint hearings with the Committee on Armed Services on U.S. monitoring and verification capabilities with respect to the Treaty Between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony from William Webster, Director of Central Intelligence.

Hearings continue on Tuesday, February 16.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 3895–3907; 2 private bills, H.R. 3908 and 3909; and 11 resolutions, H.J. Res. 447–450, H. Con. Res. 242, and H. Res. 354–359 were introduced.

Page 929

Bill Reported: One report was filed as follows: H.R. 1803, to amend the Merchant Marine Act, 1920, amended (H. Rept. 100–501).

Page 929

Journal: By a yea-and-nay vote of 275 yeas to 118 nays with 2 voting "present", Roll No. 5, the House approved the Journal of Tuesday, February 2.

Page 775

Contra Aid: By a recorded vote of 211 ayes to 219 noes, Roll No. 7, the House failed to pass H.J. Res. 444, relating to Central America pursuant to H.J. Res. 395 of the One Hundredth Congress.

Page 776

District Work Period: House agreed to H. Con. Res. 242, providing for a conditional adjournment of the House from February 9 to February 16, 1988, and for a conditional adjournment of the Senate from February 4 or 5 to February 15, 1988.

Page 909

Railroad Safety: House passed S. 1539, to amend the Federal Railroad Safety Act of 1970.

Pages 908, 909

Agreed to the Thomas A. Luken motion to strike all after the enacting clause of S. 1539, and insert in lieu thereof the language of H.R. 3743 as passed by the House.

Page 913

Agreed to amend the title of the Senate bill.

Page 915

House then insisted on its amendments to S. 1539, and asked a conference. Appointed as conferees: Representatives Dingell, Thomas A. Luken, Slattery, Lent, and Whittaker.

Page 915

Child Passenger Safety Awareness Week: House passed H.J. Res. 402, to designate the week of February 7–13, 1988, as "National Child Passenger Safety Awareness Week".

Page 915

Quorum Calls—Votes: One quorum call, one yea-and-nay vote, and one recorded vote developed during the proceedings of the House today and appear on pages 775, 899, 908.

Adjournment: Met at 10 a.m. and adjourned at 12:20 a.m., February 4.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to continue hearings on fiscal year 1989 Defense Budget. Testimony was heard from Adm. Ronald J. Hays, USN, Commander-in-Chief, U.S. Pacific Command.

Hearings continue tomorrow.

DEPARTMENT OF DEFENSE REORGANIZATION ACT

Committee on Armed Services: Subcommittee on Investigations continued hearings on the implementation of the Goldwater-Nichols Department of Defense Reorganization Act of 1986. Testimony was heard from Louis J. Rodrigues, Associate Director, National Security and International Affairs Division, GAO.

Hearings continue February 17.

GAO REPORT—OCTOBER 1987 CRASH

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held a hearing to review a GAO report entitled "Financial Markets—Preliminary Observations on the October 1987 Crash." Testimony was heard from Richard L. Fogel, Assistant Comptroller General, GAO.

OVERSIGHT—AIDS

Committee on Education and Labor: Held an oversight hearing on education on Acquired Immune Deficiency (AIDS) in elementary and secondary schools. Testimony was heard from the following officials of the Centers for Disease Control, Department of Health and Human Services: Dennis D. Tolsma, M.P.H., Director, Center for Health Promotion and Education; Lloyd J. Kolbe, Chief, Office of School Health and Special Projects; Dr. Peter Drotman, Medical Epidemiologist; and Jack T. Jones, M.P.H., Program Coordinator, School Health Education to Prevent the Spread of AIDS; and public witnesses.

STUDENT LOAN DEFAULTS

Committee on Education and Labor: Subcommittee on Postsecondary Education concluded hearings to examine the issue of student loan defaults. Testimony was heard from public witnesses.

RECENT VOLATILITY IN U.S. AND GLOBAL SECURITIES MARKETS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the practices, instruments and institutional arrangements which may have contributed to or exacerbated the recent volatility in U.S. and global securities markets. Testimony was heard from Emory W. Rushton, Deputy Comptroller, Multinational Banking, Office of the Comptroller of the Currency, Department of the Treasury; and public witnesses.

COMMITTEE BUSINESS

Committee on Interior and Insular Affairs: Met and approved pending committee business.

INTERNATIONAL CHILD ABDUCTION ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 2673, International Child Abduction Act. Testimony was heard from Representatives Lantos and Dixon; Peter H. Pfund, Assistant Legal Adviser for Private International Law, Department of State; Stephen J. Markman, Assistant Attorney General for Legal Policy, Department of Justice; and public witnesses.

MAJOR FRAUD ACT

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action a clean bill to be introduced in lieu of H.R. 3500, Major Fraud Act of 1987.

MISCELLANEOUS MEASURES

Committee on the Merchant Marine and Fisheries: Subcommittee on Merchant Marine approved for full Committee action amended the following bills: H.R. 1430, to authorize decorations, medals, and other recognition for service in the United States merchant marine; and H.R. 2032, to authorize the conveyance of the Liberty ship *Protector.*

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Ordered reported the following bills: H.R. 382, amended, Federal Employees Health Care Freedom-of-Choice Act of 1987; H.R. 925, amended, Family and Medical Leave Act of 1987; H.R. 3689, to designate the U.S. Post Office Building located at 300 Sycamore Street in Waterloo, IA, as the "H.R. Gross Post Office Building"; H.R. 3757, amended, Federal Employees' Leave-Transfer Act of 1987; and S. 1447, to designate Morgan and Lawrence Counties in Alabama as a single metropolitan statistical area.

The Committee also approved pending committee business.

FEDERAL EMPLOYEES' LEAVE-TRANSFER ACT

Committee on the Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits approved for full Committee action amended H.R. 3757, Federal Employees' Leave-Transfer Act of 1987.

COMMITTEE BUSINESS

Committee on Ways and Means: Met and approved pending committee business.

◆◆◆◆◆◆◆◆◆◆◆

Thursday, February 4, 1988

Senate

Chamber Action

Routine Proceedings, pages 997–1179

Measures Introduced: Twenty-two bills and four resolutions were introduced, as follows: S. 2033–2054, S.J. Res. 251–253, and S. Res. 377.

Page 1082

Measures Reported: Reports were made as follows:

S. 1889, to amend the Geothermal Steam Act of 1970 to provide for lease extensions and for other purposes, with amendments. (S. Rept. No. 100–283)

Page 1082

Measures Passed:

Appointment of Commissioner of Food and Drugs: Senate passed H.R. 1226, to amend the Federal Food, Drug, and Cosmetic Act, to require the appointment of the Commissioner of Food and Drugs to be subject to Senate confirmation, after

agreeing to Gore Amendment No. 1401, in the nature of a substitute.
Page 1175

Public Health Service Amendments Act: Senate passed S. 1968, to amend the Public Health Services Act, to provide for National and Regional Centers for Pediatric Emergency Medical Services, after agreeing to Byrd (for Kennedy) Amendment No. 1402, of a technical nature.
Page 1177

National Child Passenger Safety Awareness Week: Senate passed H.J. Res. 402, to designate the week of February 7–13, 1988, as "National Child Passenger Safety Awareness Week."

S.J. Res. 214, companion measure, was indefinitely postponed.
Page 1178

National Burn Awareness Week: Senate passed S.J. Res. 210, to designate the period commencing February 8–14, 1988, as "National Burn Awareness Week."
Page 1178

Adjournment Resolution: Senate agreed to H. Con. Res. 242, to provide for a conditional adjournment of the House from February 9 to 16, and for a conditional adjournment of the Senate from February 4 or 5 to February 15, 1988.
Page 1179

Contra Aid: By 51 yeas to 48 nays (Vote No. 18), Senate passed S.J. Res. 243, relating to Central America, pursuant to H.J. Res. 395 of the 100th Congress.
Page 1169

By 54 yeas to 43 nays (Vote No. 17), Senate earlier agreed to a motion to proceed to consider the joint resolution.
Page 1001

Authority for Committees: All committees were authorized to file reports during the adjournment on Thursday, February 11, from 10 a.m., until 3 p.m.
Page 1179

Nominations Confirmed: Senate confirmed the following nominations:

Thomas G. Pownall, of Maryland, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation.

Esther K. Everett, of New York, to be a Member of the National Advisory Council on Women's Educational Programs.

Helen J. Valerio, of Massachusetts, to be a Member of the National Advisory Council on Women's Educational Programs.

Carolynn Reid-Wallace, of the District of Columbia, to be a Member of the National Council on the Humanities.

Robert L. McElrath, of Tennessee, to be a Member of the National Advisory Council on Educational Research and Improvement.

J. Wade Gilley, of Virginia, to be a Member of the National Advisory Council on Educational Research and Improvement.

Richard S. Williamson, of Illinois, to be an Assistant Secretary of State.

John R. Davis, Jr., of California, to be Ambassador to Poland.

Leonard H.O. Spearman, of Texas, to be Ambassador to the Republic of Rwanda.

Chester E. Norris, Jr., of Maine, to be Ambassador to the Republic of Equatorial Guinea.

Routine lists of nominations in the Foreign Service.
Page 1180

Messages From the House: **Page 1082**

Statements on Introduced Bills: **Page 1083**

Amendments Submitted: **Page 1129**

Additional Cosponsors: **Page 1126**

Authority for Committees: **Page 1130**

Notices of Hearings: **Page 1129**

Additional Statements: **Page 1130**

Record Votes: Two record votes were taken today. (Total—18) **Pages 1001, 1070**

Adjournment: Senate convened at 2 p.m., and, in accordance with H. Con. Res. 242, adjourned at 9:49 p.m., until 12 noon, on Monday, February 15, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 1180.)

Committee Meetings

NATO

Committee on Armed Services: Committee continued hearings on the NATO-Warsaw Pact military balance, NATO military strategy, and NATO force improvements, receiving testimony from Richard N. Perle, former Assistant Secretary of Defense for International Security Policy.

Also, the committee met in closed session to receive testimony on the NATO-Warsaw Pact military balance from Andrew W. Marshall, Director, and Lieutenant Colonel Jeff S. McKitrick, USA, Military Assistant, both of the Office of Net Assessment, Office of the Secretary of Defense.

Hearings were recessed subject to call.

FINANCIAL MARKETS

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings to review developments in the securities markets, focusing on events surrounding the stock market crash of 1987, and on proposals for structural and regulatory reforms, receiving testimony from Leo Melamed, John F. Sander, and William J. Brodsky, all of the Chicago Mercantile Exchange, and Karsten Mahlmann and Thomas R. Donovan, both of the Chicago Board of Trade, all of Chicago, Illinois; Joseph R. Hardiman, National Association of Securities Dealers, Washington, DC; and Kenneth R. Leibeer, American Stock Exchange, New York, New York.

Hearings continue tomorrow.

CBO ANNUAL REPORT

Committee on the Budget: Committee held hearings to review the Congressional Budget Office Annual Report, receiving testimony from James Blum, Acting Director, Congressional Budget Office.

Committee recessed subject to call.

ARCTIC NATIONAL WILDLIFE REFUGE

Committee on Energy and Natural Resources: Committee continued consideration of proposed legislation relating to the Arctic National Wildlife Refuge, but did not complete action thereon, and will meet again on Wednesday, February 17.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Charles L. Grizzle, of Kentucky, to be Assistant Administrator for Administration and Resources Management of the Environmental Protection Agency, after the nominee, who was introduced by Senators Ford and McConnell, testified and answered questions in his own behalf.

PENNSYLVANIA OIL SPILL

Committee on Environment and Public Works: Subcommittee on Environmental Protection concluded hearings to review the facts of the recent oil spill from the Ashland Oil Company terminal in Pennsylvania, and the subsequent discharge of diesel oil into the Monongahela and Ohio Rivers, after receiving testimony from Senators Heinz, Specter, and Daschle; Representative Walgren; J. Winston Porter, Assistant Administrator for Solid Waste and Emergency Response, and James M. Seif, Regional Administrator, Region III, Philadelphia, Pennsylvania, both of the Environmental Protection Agency; Rear Admiral J.W. Kime, Chief, Office of Marine Safety, Security and Environmental Protection, U.S. Coast Guard; Mark McClellan, Pennsylvania Department of Environmental Resources, Harrisburg; Richard Golob, World Information Systems, Cambridge, Massachusetts; and John Hall, Ashland Oil Company, Ashland, Kentucky.

NOMINATION

Committee on Finance: Committee concluded hearings on the nomination of Sydney J. Olson, of Virginia, to be an Assistant Secretary of Health and Human Services, after the nominee testified and answered questions in her own behalf.

WELFARE REFORM

Committee on Finance: Committee concluded hearings on how to improve the existing welfare system and how to promote the well-being of families with children, after receiving testimony from Senators Bingaman and Cochran; Texas Attorney General Jim Mattox, Austin; Pierce A. Quinlan, National Alliance of Business, Gerald W. McEntee and Stanley Hill, both of the American Federation of State and County Municipal Employees, Robert Greenstein, Center on Budget and Policy Priorities, and David L. Levy, National Council for Children's Rights, all of Washington, DC; Carl B. Williams, California State Department of Social Services, Sacramento; Cindy C. Haag, Utah State Department of Social Services, Salt Lake City; Reginia S. Lipscomb, West Virginia Department of Human Services, Charleston; Robert G. Williams, Political Studies Inc., Denver, Colorado; and Margaret Prescod, Black Women For Wages For Housework, Los Angeles, California.

NOMINATION

Committee on Armed Services: Committee ordered favorably reported the nomination of Ronald F. Lehman II, of Virginia, to be Assistant Secretary of Defense for International Security Policy.

INF TREATY

Committee on Foreign Relations: Committee continued hearings on the Treaty Between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. No. 100–11), receiving testimony from Admiral William J. Crowe, Jr., USN, Chairman, Joint Chiefs of Staff; General Carl E. Vuono, USA, Chief of Staff, U.S. Army; Admiral Carlisle A.H. Trost, USN, Chief of Naval Operations; General Larry D. Welch, USAF, Chief of Staff, U.S. Air Force; and General Alfred M. Gray, Jr., USMC, Commandant of the Marine Corps.

Hearings continue on Tuesday, February 16.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Wade Brorby, of Wyoming, to be U.S. Circuit Judge for the Tenth Circuit, Edward F. Harrington, to be U.S. District Judge for the District of Massachusetts, Suzanne B. Conlon, to be U.S. District Judge for the Northern District of Illinois, Richard J. Arcara, to be U.S. District Judge for the Western District of New York, Paul V. Niemeyer, to be U.S. District Judge for the District of

Maryland, Robert J. Kabel, of Virginia, to be a Member of the Foreign Claims Settlement Commission, Tony M. Graham, to be United States Attorney for the Northern District of Oklahoma, James E. Wilson, to be United States Attorney for the Middle District of Alabama, Daniel F. Romo-Lopez, to be United States Attorney for the District of Puerto Rico, and Romolo J. Imundi, to be U.S. Marshal for the Southern District of New York;

S.J. Res. 206, to designate April 8, 1988 as "Dennis Chavez Day";

S.J. Res. 214, to designate the week of February 7–13, 1988 as "National Child Passenger Safety Awareness Week";

S.J. Res. 218, to designate March 25, 1988 as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy";

S.J. Res. 222, to designate the week of May 1–7, 1988 as "National Older Americans Abuse Prevention Week";

S.J. Res. 223, to designate the week of April 10–16, 1988 as "National Productivity Improvement Week";

S.J. Res. 224, to designate the week of September 5–11, 1988 as "National School Dropout Prevention Week";

S.J. Res. 242, to designate the week of May 2–8, 1988 as "Public Service Recognition Week";

S.J. Res. 245, to designate April 21, 1988 as "John Muir Day";

S.J. Res. 246, to designate the month of April 1988 as "National Child Abuse Prevention Month";

S.J. Res. 190, to designate the week of June 6–12, 1988 as "National Fishing Week", with amendments; and

S. 450, to grant the status of a Federal corporation to the National Mining Hall of Fame and Museum, Inc., to be located in Leadville, Colorado.

COMMITTEE BUDGET REQUESTS

Committee on Rules and Administration: Committee concluded hearings after receiving testimony from Senators, as indicated, in support of resolutions requesting funds for operating expenses of their respective committees, as follows:

Banking, Housing, and Urban Affairs: (S. Res. 358—$1,705,000) Senators Proxmire and Garn;

Aging: (S. Res. 368—$1,106,591) Senators Melcher and Heinz;

Veterans' Affairs: (S. Res. 365—$1,016,583) Senator Cranston;

Commerce, Science, and Transportation: (S. Res. 362—$3,384,299) Senators Hollings and Danforth;

Intelligence: (S. Res. 359—$2,138,034) Senators Boren and Cohen;

Armed Services: (S. Res. 367—$2,501,901) Senators Nunn and Warner; and

Judiciary: (S. Res. 360—$4,353,296) Senator Thurmond.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 3910–3916; 1 private bill, H.R. 3917; and 5 resolutions, H. Res. 360–364, were introduced. **Page 996**

Report Filed: One report was filed as follows: H. Res. 360, providing for the consideration of H.R. 3396, to provide for the rehiring of certain former air traffic controllers (H. Rept. 100–502). **Page 996**

Referrals: Three Senate-passed measures were referred to the appropriate House committees. **Page 995**

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 11:54 a.m. until noon on Monday, February 8.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on fiscal year 1989 Defense Budget. Testimony was heard from Gen. Frederick F. Woerner, Jr., USA, Commander-in-Chief, U.S. Southern Command.

Hearings continue February 10.

WOMEN IN THE MILITARY

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on women in the military. Testimony was heard from David J. Armor, Principal Deputy Assistant Secretary (Force Management and Personnel), Department of Defense; Lt. Gen. Allen K. Ono, USA, Deputy Chief of Staff for Personnel; Lt. Gen. Thomas J. Hickey, USAF, Deputy Chief of Staff for Personnel; VAdm. L.A. Edney, USN, Deputy Chief of Naval Operations (Manpower, Personnel and Training); Lt. Gen. John I. Hudson, USMC, Deputy Chief of Staff for Manpower; and RAdm. Thomas T. Matteson, USCG, Chief, Office of Personnel.

PROHIBIT THE SALE OF THE AEGIS WEAPONS SYSTEM TO JAPAN

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on H.R. 3724, to prohibit any funds appropriated or otherwise available to the Department of Defense from being used to implement any sale of the AEGIS weapons system to Japan. Testimony was heard from Representative Bentley; RAdm. Edward B. Baker, Jr., Director, East Asian and Pacific Region, Office of the Assistant Secretary, International Security Affairs, Department of Defense; and Vladimir Lehovich, Deputy Assistant Secretary, Regional Affairs and Security Assistance, Bureau of Politico-Military Affairs, Department of State.

RECAPITALIZATION OF THE FSLIC

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Investigations held a hearing on the progress of the recapitalization of the Federal Savings and Loan Insurance Corporation. Testimony was heard from M. Danny Wall, Chairman, Federal Home Loan Bank Board.

FAIR HOUSING ISSUES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued hearings on Fair Housing issues. Testimony was heard from a public witness.

THIRD WORLD DEBT

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Finance, Trade and Monetary Policy and the Subcommittee on International Development Institutions and Finance held a joint hearing on the Third World Debt. Testimony was heard from David Mulford, Assistant Secretary International Affairs, Department of the Treasury; and public witnesses.

COMMITTEE BUSINESS

Committee on Education and Labor: Met and approved pending committee business.

MINIMUM WAGE RESTORATION ACT

Committee on Education and Labor: Subcommittee on Labor Standards concluded hearings on H.R. 1834, Minimum Wage Restoration Act of 1987. Testimony was heard from public witnesses.

BOMBING OF KOREAN AIRLINE FLIGHT 858

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs approved for full Committee action a resolution to be introduced condemning the bombing of Korean Airline Flight 858 by North Korean Agents.

Prior to this action, the Subcommittee held a hearing on the bombing of Korean Airline Flight 858. Testimony was heard from the following officials of the Department of State: William Clark, Deputy Assistant Secretary, East Asian and Pacific Affairs; and Ambassador Clayton McManaway, Office of the Ambassador at Large for Counter-Terrorism.

CRIMINAL PENALTIES FOR WORKPLACE SAFETY VIOLATIONS

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on the use of Criminal Penalties for Workplace Safety Violations. Testimony was heard from John A. Pendergrass, Assistant Secretary, OSHA, Department of Labor; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 74, Abandoned Shipwreck Act of 1987; H.R. 2071, Abandoned Historic Shipwreck Protection Act of 1987; and S. 858, to establish the title of States in certain abandoned shipwrecks. Testimony was heard from Representatives Bennett and Shumway; Bennie C. Kell, Assistant Director, Archaeology, National Park Service, Department of the Interior; William Donald Schaefer, Governor of Maryland; and public witnesses.

OVERSIGHT: MARIEL CUBAN DETAINEES

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held an oversight hearing on Mariel Cuban Detainee Riots of November 1987. Testimony was heard from Representative Lewis of Georgia; from the following officials of the Department of Justice: Arnold I. Burns, Deputy Attorney General; and Calvin Whaley, Correctional Supervisor, Federal Bureau of Prisons, U.S. Penitentiary, Atlanta, Georgia; Marvin Shoob, Judge, U.S. District Court, Northern District of Georgia; and public witnesses.

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Monday, February 8, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, February 15, 1988, at 12 noon.

Committee Meetings

FINANCIAL MARKETS

Committee on Banking, Housing, and Urban Affairs: On Friday, February 5, Committee continued hearings to review recent developments in the securities markets, focusing on events surrounding the stock market crash of 1987, and on proposals for structural and regulatory reforms, receiving testimony from Richard L. Fogel, Assistant Comptroller, General Accounting Office; and John J. Phelan, New York Stock Exchange, New York, New York.

Hearings were recessed subject to call.

INF TREATY

Committee on Foreign Relations: On Friday, February 5, Subcommittee on European Affairs held hearings on the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. No. 100–11), receiving testimony from Ton Frinking, Member of Parliament, The Netherlands, John Cartwright, Member of Parliament, United Kingdom, Francois Fillon, Deputy of the National Assembly, France, and Karsten Voigt, Member of the Bundestag, Federal Republic of Germany, all on behalf of the North Atlantic Assembly.

Hearings were recessed subject to call.

DRUGS, LAW ENFORCEMENT AND FOREIGN POLICY

Committee on Foreign Relations: Subcommittee on Terrorism, Narcotics and International Operations resumed hearings to review international drug control programs, focusing on law enforcement and foreign policy in Panama, receiving testimony from General Paul Gorman, USA (Ret.), former Commander, Southern Command, Charlottesville, Virginia; Robert Morgenthau, New York County District Attorney, Manhattan; Leigh Ritch, Miami, Florida; and Gerald Loeb, Salinas, California.

Hearings continue tomorrow.

NATIONAL LABOR RELATIONS ACT

Committee on Labor and Human Resources: On Friday, February 5, Subcommittee on Labor concluded hearings to review practices and operations under the National Labor Relations Act, after receiving testimony from Richard Reeves, Atlanta, Georgia; Chris Majors, Mission Viejo, California; Kermit Beckwith, Tampa, Florida; Frank Sullivan, and Eileen Hanson, both of Charlotte, North Carolina; Humberto Salinas, Chicago, Illinois; Joline Kitski, Earlville, Illinois; Myron Roomkin, Northwestern University, Evanston, Illinois; and William Cooke, University of Michigan, Ann Arbor.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 3918–3924; 2 private bills, H.R. 3925 and 3926; and 10 resolutions, H.J. Res. 451–453, and H. Res. 365–371 were introduced.

Page 1205

School Improvement Act: It was made in order on Wednesday, February 17, to consider one motion to instruct House conferees in the conference on H.R. 5, to improve elementary and secondary education.

Page 1199

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:46 p.m.

Committee Meetings

MERGERS AND ACQUISITIONS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing regarding mergers and acquisitions, with emphasis on the role of Shearson Lehman Brothers in the attempted takeover of GenCorp. Testimony was heard from public witnesses.

UNITED STATES-SOVIET RELATIONS: SOVIET ECONOMIC REFORMS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on the United States-Soviet Relations: Soviet Economic Reforms. Testimony was heard from public witnesses.

Joint Meeting

JANUARY EMPLOYMENT

Joint Economic Committee: On Friday, February 5, Committee held hearings to review the employment/unemployment situation for January, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Tuesday, February 9, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, February 15, 1988, at 12 noon.

Committee Meetings

DRUGS, LAW ENFORCEMENT AND FOREIGN POLICY

Committee on Foreign Relations: Subcommittee on Terrorism, Narcotics and International Operations continued hearings to review international drug control programs, focusing on law enforcement and foreign policy in Panama, receiving testimony from Jose Blandon, former Consul General, Panama, Queens, New York.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 3927–3940; 2 private bills, H.R. 3941 and 3942; and 4 resolutions, H.J. Res. 454, and H. Res. 372–374 were introduced.
Page 1249

Bills Reported: Reports were filed as follows:

S. 1447, to designate Morgan and Lawrence Counties in Alabama as a single metropolitan statistical area (H. Rept. 100–503); and

H.R. 2216, to amend the Act of March 3, 1931 (known as the Davis-Bacon Act) to revise the standard for coverage under that Act, amended (H. Rept. 100–504).
Page 1249

School Improvement Act: House disagreed to the Senate amendment to H.R. 5, to improve elementary and secondary education; and agreed to a conference. Appointed as conferees:

From the Committee on Education and Labor, for consideration of the House bill, and the Senate amendment (except section 7003), and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Kildee, Williams, Martinez, Hayes of Illinois, Perkins, Sawyer, Solarz, Wise, Richardson, Robinson, Visclosky, Atkins, Jeffords, Goodling, Petri, Roukema, Gunderson, Bartlett, Fawell, Henry, and Grandy; and

From the Committee on Energy and Commerce, for consideration of section 7003 of the Senate amendment, and modifications committed to conference: Representatives Dingell, Markey, Swift, Rinaldo, and Bliley.
Page 1224

Resignations-Appointments: Notwithstanding the adjournment of the House until Tuesday, February 16, the Speaker was authorized to accept resignations, and appoint commissions, boards, and committees authorized by law or by the House.
Page 1224

George Washington's Birthday Ceremonies: The Speaker was authorized to appoint two Members of the House, one upon the recommendation of the minority leader, to represent the House at appropriate ceremonies for the observance of George Washington's Birthday to be held on February 22, 1988.
Page 1225

Referral: One Senate-passed measure was referred to the appropriate House committee.
Page 1243

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 2:17 p.m.

Committee Meetings

SECURITY CLEARANCES FOR SOVIET EMIGRES

Committee on Armed Services: Subcommittee on Investigations held a hearing to examine security clearances for Soviet emigres. Testimony was heard from John F. Donnelly, Assistant Deputy Under Secretary, Counterintelligence, and Security, Department of Defense.

REFORM OF THE NATION'S BANKING AND FINANCIAL SYSTEMS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued hearings on Reform of the Nation's Banking and Financial Systems. Testimony was heard from public witnesses.

FEDERAL EQUAL OPPORTUNITY REPORTING ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 3330, Federal Equal Opportunity Reporting Act of 1987. Testimony was heard from Clarence Thomas, Chairman, Equal Employment Opportunity Commission; and public witnesses.

RECENT DEVELOPMENTS IN EUROPE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East hearing on Recent Developments in Europe. Testimony was heard from Rozanne L. Ridgway, Assistant Secretary, Bureau of European and Canadian Affairs, Department of State.

BERNE CONVENTION ADHERENCE

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice, held a hearing on Berne Convention Adherence, including consideration of the following bills: H.R.

1623, to amend title 17, United States Code, to implement the Berne Convention for the protection of Literary and Artistic Works, as revised at Paris on July 24, 1971; and H.R. 2962, Berne Convention Implementation Act of 1987. Testimony was heard from public witnesses.

Hearings continue tomorrow.

TRADE AGREEMENT BETWEEN U.S. AND CANADA

Committee on Ways and Means: Subcommittee on Trade held a hearing on the proposed free trade agreement between the United States and Canada, and its implementation. Testimony was heard from James A. Baker III, Secretary of the Treasury; and Clayton Yeutter, U.S. Trade Representative.

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Monday, February 15, 1988

Senate

Chamber Action

Routine Proceedings, pages 1349–1353

Washington's Farewell Address: Washington's Farewell Address was read by Senator Sanford.

Page 1349

Recess: Senate convened at 12 noon, and recessed at 12:55 p.m. until 10 a.m., on Tuesday, February 16, 1988.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. It will next meet on Tuesday, February 16, 1988, at 12 noon.

Committee Meetings

No committee meetings were held.

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February 16, 1988

Senate

Chamber Action

Routine Proceedings, pages 1358–1396

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 2055–2057, S. Res. 378, and S.J. Res. 254.

Page 1378

Measures Reported: Reports were made as follows:

Reported on February 11, 1988, during the adjournment of the Senate:

S. 1904, to strictly limit the use of lie detector examinations by employers involved in or affecting interstate commerce, with an amendment in the nature of a substitute. (S. Rept. No. 100–284)

Reported today.

H.R. 3025, to grant the consent of the Congress to the Appalachian State Low-Level Radioactive Waste Compact. (S. Rept. No. 100–285).

S.J. Res. 190, to authorize and request the President to issue a proclamation designating June 6–12, 1988, as "National Fishing Week", with an amendment preamble.

S.J. Res. 206, to declare Dennis Chavez Day, with a preamble.

S.J. Res. 218, to designate March 25, 1988, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy", with a preamble.

S.J. Res. 222, to designate the period commencing on May 1, 1988, and ending on May 7, 1988, as "National Older Americans Abuse Prevention Week", with a preamble.

S.J. Res. 223, to designate the period commencing on April 10, 1988, and ending on April 16, 1988, as "National Productivity Improvement Week", with a preamble.

S.J. Res. 224, to designate the period commencing on September 5, 1988, and ending on September 11, 1988, as "National School Dropout Prevention Week", with a preamble.

S.J. Res. 242, designating the period commencing on May 2, 1988, and ending on May 8, 1988, as "Public Service Recognition Week", with a preamble.

S.J. Res. 245, to designate April 21, 1988, as "John Muir Day", with a preamble.

S.J. Res. 246, to designate the month of April, 1988, as "National Child Abuse Prevention Month", with a preamble.

Page 1377

Measures Passed:

Geothermal Steam Act Amendments: Senate passed S. 1889, to amend the Geothermal Steam Act of 1970 to provide for lease extensions and for other purposes, after agreeing to committee amendments, en bloc.

Page 1371

Gaucher's Disease Awareness Week: Senate concurred in the amendments of the House to S.J. Res.

122, to designate the week commencing on October 16, 1988, as "Gaucher's Disease Awareness Week". **Page 1373**

Nominations Confirmed: Senate confirmed the following nominations:

Wade Brorby, of Wyoming, to be United States Circuit Judge for the Tenth Circuit.

Ronald F. Lehman II, of Virginia, to be an Assistant Secretary of Defense. **Page 1402**

Nominations Received: Senate received the following nominations on February 5, during the adjournment:

Deborah J. Daniels, of Indiana, to be United States Attorney for the Southern District of Indiana.

Grover W. Garrison, to be United States Marshal for the Middle District of Louisiana.

Frances Mathews, of Colorado, to be a Member of the National Advisory Council on Educational Research and Improvement.

Howard W. Cannon, of Nevada, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation.

Received today:

Thomas S. Zilly, of Washington, to be United States District Judge for the Western District.

Paul Freedenberg, of Maryland, to be Under Secretary of Commerce for Export Administration.

Marc G. Stanley, of Maryland, to be an Assistant Secretary of Commerce.

Mark E. Buchman, of California, to be President, Government National Mortgage Association.

Ernest C. Baynard III, of Virginia, to be an Assistant Secretary of Energy (Environment, Safety and Health).

Leslee Kathryn Alexander, of Tennessee, to be a Member of the Board of Directors of the Corporation for Public Broadcasting.

Richard C. Crawford, of Oklahoma, to be a Member of the Board of Trustees of the Harry S. Truman Scholarship Foundation.

John E. Higgins, Jr., of Maryland, to be a Member of the National Labor Relations Board.

Tirso del Junco, of California, to be Governor of the United States Postal Service.

Routine list of Air Force nominations. **Page 1396**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Mutual Legal Assistance Cooperation Treaty with Mexico (Treaty Doc. No. 100–13), which was transmitted to the Senate on February 11, 1988, by the President of the United States. The Treaty was considered as having been read the first time, was referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 1396**

Messages From the President: **Page 1374**

Messages From the House **Page 1375**

Measures Referred **Page 1374**

Petitions and Memorials: **Page 1377**

Communications: **Page 1375**

Statements on Introduced Bills: **Page 1378**

Additional Cosponsors: **Page 1384**

Authority for Committees: **Page 1386**

Notices of Hearings: **Page 1386**

Additional Statements: **Page 1386**

Recess: Senate convened at 10 a.m., and recessed at 2:50 p.m., until 10:30 a.m., on Wednesday, February 17, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 1376).

Committee Meetings

INF TREATY

Committee on Armed Services: Committee resumed hearings in connection with the Treaty Between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony on allied perspectives on NATO's security posture from Rozanne L. Ridgway, Assistant Secretary of State for European and Canadian Affairs; Ronald F. Lehman II, Assistant Secretary of Defense for International Security Policy (designate); and Edward L. Rowny, Special Advisor to the President and Secretary of State on Arms Control Matters; and receiving testimony on strategy and capabilities for NATO defense, with emphasis on European perspectives from Zbigniew Brzezinski, former Assistant to President Carter for National Security Affairs.

Hearings continue tomorrow.

SPACE SHUTTLE

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held oversight hearings on the restoration of the space shuttle to flight status, focusing on space shuttle anomaly resolution activities, the proposed test program, and the tentative launch schedule, receiving testimony from J.R. Thompson, Director, George C. Marshall Space Flight Center, Arnold D. Aldrich, Director, National Space Transportation System, Captain Frederick H. Hauck, Commander of STS–26, and Norman R. Parmet, Deputy Chairman, NASA Aerospace Safety Advisory Panel, all of the National Aeronautics and Space Administration; and H. Guyford Stever, Chairman, Panel for the

Technical Evaluation of the Redesign of the Space Shuttle Solid Rocket Motor, Commission on Engineering and Technical Systems, National Research Council.

Hearings were recessed subject to call.

1988 TAX FILING

Committee on Finance: Subcommittee on Private Retirement Plans and Oversight of the Internal Revenue Service held hearings to review the status of the current tax filing season, receiving testimony from Lawrence B. Gibbs, Commissioner, Michael J. Murphy, Senior Deputy Commissioner, and Robert LeBaube, Director, Taxpayer Service Division, all of the Internal Revenue Service, Department of the Treasury.

Subcommittee will meet again on Monday, March 14.

INF TREATY

Committee on Foreign Relations: Committee resumed hearings on the Treaty Between the United States and the USSR on the Elimination of Intermediate-range and Shorter-range Missiles (Treaty Doc. 100–11), receiving testimony from Richard N. Perle, former Assistant Secretary of Defense; General Bernard W. Rogers, former Commander-in-Chief, U.S. European Command; and Walter B. Slocombe, former Deputy Under Secretary of Defense.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice approved for full committee consideration the following bills:

S. 612, to repeal provisions of the Department of Defense Authorizations Act of 1985, relating to the civil liability of Government contractors for injuries, property losses, or deaths arising out of nuclear weapons testing programs, with amendments.

S. 950, to establish a specialized corps of judges necessary for certain Federal proceedings falling within the purview of the Administrative Procedure Act to guarantee due process and promote public confidence in the hearing process; and

S. 951, to establish the Federal Courts Study Commission on the future of the Federal Judiciary, with an amendment in the nature of a substitute.

INF TREATY

Select Committee on Intelligence: Committee resumed closed hearings on the provisions of the Treaty Between the United States and the USSR on the Elimination of Intermediate-range and Shorter-range Missiles (Treaty Doc. 100–11), receiving testimony from intelligence officials.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 3943–3947; 1 private bill, H.R. 3948; and 7 resolutions, H.J. Res. 455, H. Con. Res. 243–245, and H. Res. 375–377 were introduced. **Page 1443**

Report Filed: One report was filed as follows: H. Res. 375, providing for the consideration of H.R. 1054, to amend chapter 171 of title 28 to allow members of the Armed Forces to sue the United States for damages for certain injuries caused by improper medical care (H. Rept. 100–505). **Page 1443**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today. **Page 1403**

Private Calendar: Agreed to dispense with the call of the Private Calendar today. **Page 1403**

Late Report: Committee on Rules received permission to have until 7 p.m. today to file a certain privileged report. **Page 1403**

Earthquake Hazards Reduction: House voted to suspend the rules and agree to the Senate amendment to H.R. 1612, to authorize appropriations under the Earthquake Hazards Reduction Act of 1977 for fiscal years 1988, 1989, and 1990—clearing the measure for the President. **Page 1405**

Suspensions: House voted to suspend the rules and pass the following measures:

Cerro Tololo Observatory: H. Res. 369, honoring the twenty-fifth anniversary of the Cerro Tololo Inter-American Observatory; and **Page 1408**

Commercial fishing vessel anti-reflagging: H.R. 3923, to make a technical correction to section 8103 of title 46, United States Code. **Page 1410**

Referrals: Four Senate-passed measures were referred to the appropriate House committees. **Page 1442**

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 12 p.m. and adjourned at 3:45 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to continue hearings on the fiscal year 1989 Defense Budget. Testimony was heard from representatives of the CIA.

GLASS/STEAGALL ACT

Committee on Energy and Commerce: On February 10, the Subcommittee on Telecommunications and Finance held a hearing on the GAO's observations and recommendations concerning the possible ramifications of the repeal of the Glass/Steagall Act. Testimony was heard from Charles A. Bowsher, Comptroller General, GAO.

HUMAN RIGHTS POLICY

Committee on Foreign Affairs: On February 10, Subcommittee on Human Rights and International Organizations held a hearing on U.S. Human Rights Policy. Testimony was heard from Richard Schifter, Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs, Department of State.

Hearings continue tomorrow.

FAA OVERSIGHT

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on Eastern Airlines Plans to Create a Replacement Airlines in the Event of a Strike: FAA Oversight. Testimony was heard from Anthony J. Broderick, Associate Administrator, Aviation Standards, FAA, Department of Transportation; and public witnesses.

BERNE CONVENTION ADHERENCE

Committee on the Judiciary: On February 10, the Subcommittee on Courts, Civil Liberties, and the Administration of Justice concluded hearings on Berne Convention Adherence, including consideration of the following bills: H.R. 1623, to amend title 17, United States Code, to implement the Berne Convention for the protection of Literacy and Artistic Works, as revised at Paris on July 24, 1971; and H.R. 2962, Berne Convention Implementation Act of 1987. Testimony was heard from public witnesses.

CLAIMS AGAINST THE U.S. FOR NEGLIGENT MEDICAL CARE PROVIDED MEMBERS OF THE ARMED FORCES

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 1054, to amend chapter 171 of title 28, United States Code, to allow members of the Armed Forces to sue the United States for damages for certain injuries caused by improper medical care. Testimony was heard from Representative Frank.

COMMERCIAL SPACE LAUNCH ACT AMENDMENTS

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications held a hearing on H.R. 3765, Commercial Space Launch Act Amendments of 1987. Testimony was heard from Jack O'Brien, General Counsel, NASA; Courtney Stadd, Director, Office of Commercial Space Transportation, Department of Transportation; Charles W. Cook, Deputy Assistant Secretary, Space Policy, Department of the Air Force; and public witnesses.

Hearings continue tomorrow.

IMPACT OF MEDICARE AND MEDICAID CUTS

Select Committee on Aging: Held a hearing on "Less Profit, Less Care? Reassessing the Impact of Medicare and Medicaid Cuts". Testimony was heard from Richard P. Kusserow. Inspector General, Department of Health and Human Services; Dr. Donald Young, Executive Director, Medicare Prospective Payment Assessment Commission; and public witnesses.

Hearings continue March 1.

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Wednesday, February 17, 1988

Senate

Chamber Action

Routine Proceedings, pages 1467–1578

Measures Introduced: Twelve bills and four resolutions were introduced, as follows: S. 2058–2069; and S.J. Res. 255–258.
Page 1514

Measures Passed:

Dennis Chavez Day: Senate passed S.J. Res. 206, to designate April 8, 1988, as "Dennis Chavez Day."
Page 1573

Greek Independence Day: Senate passed S.J. Res. 218, to designate March 25, 1988, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy."
Page 1573

National Older Americans Abuse Prevention Week: Senate passed S.J. Res. 222, to designate the period commencing on May 1, 1988, and ending on May 7, 1988, as "National Older Americans Abuse Prevention Week."
Page 1574

National Productivity Improvement Week: Senate passed S.J. Res. 223, to designate the period commencing on April 10, 1988, and ending on April 16, 1988, as "National Productivity Improvement Week."

Page 1574

National School Dropout Prevention Week: Senate passed S.J. Res. 224, to designate the period commencing on September 5, 1988, and ending on September 11, 1988, as "National School Dropout Prevention Week."

Page 1574

Public Service Recognition Week: Senate passed S.J. Res. 242, to designate the period commencing May 2, 1988, and ending on May 8, 1988, as "Public Service Recognition Week."

Page 1574

John Muir Day: Senate passed S.J. Res. 245, to designate April 21, 1988, as "John Muir Day."

Page 1575

National Child Abuse Prevention Month: Senate passed S.J. Res. 246, to designate the month of April 1988, as "National Child Abuse Prevention Month."

Page 1575

National Fishing Week: Senate passed S.J. Res. 190, to authorize and request the President to issue a proclamation designating June 6–12, 1988, as "National Fishing Week."

Page 1575

Bureau of the Mint—Authorizations: Senate passed H.R. 2631, to authorize appropriations for fiscal year 1988 for the Bureau of the Mint, after agreeing to committee amendments, and a Kasten (for Gramm) Amendment No. 1407, to subject numismatic programs of the Mint to budgetary control and oversight.

Page 1575

Senatorial Election Campaign Act: Senate resumed consideration of S. 2, to amend the Federal Election Campaign Act of 1971, to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees, and the following amendments proposed thereto:

Pages 1472, 1486

Pending:

Boren motion to recommit the bill, with instructions to report back forthwith, with Boren Amendment No. 1403, in the nature of a substitute.

Page 1481

Byrd Amendment No. 1404 (to Amendment No. 1403), of a perfecting nature.

Page 1481

Boren Amendment No. 1405 (to Amendment No. 1404), of a perfecting nature.

Page 1481

Messages From the House: **Page 1513**

Executive Reports: **Page 1513**

Statements on Introduced Bills: **Page 1515**

Amendments Submitted: **Page 1543**

Additional Cosponsors: **Page 1540**

Authority for Committees: **Page 1566**

Notices of Hearings: **Page 1566**

Additional Statements: **Page1566**

Recess: Senate convened at 10:30 a.m., and recessed at 5:16 p.m., until 9 a.m., on Thursday, February 18, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 1578).

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nomination of Wendy L. Gramm, of Texas, to be Chairman of the Commodity Futures Trading Commission.

Also, the committee began consideration of S. 1516, authorizing funds for fiscal years 1988 through 1992 for programs of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), but did not complete action thereon, and recessed subject to call.

INF TREATY

Committee on Armed Services: Committee continued hearings on the implications for the Alliance of the Intermediate-Range Nuclear Forces (INF) treaty, focusing on conventional arms control and confidence-building measures in Europe, receiving testimony from Ambassador Robert D. Blackwill, former Chief Negotiator and Head of the U.S. Delegation, Mutual and Balanced Force Reduction Negotiations; Karl Kaiser, German Council on Foreign Relations, Bonn; and Phillip A. Karber, BDM Corporation, McLean, Virginia.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

S. 854, to authorize the exchange of specified public lands in Clark, Lincoln, and Mineral Counties, Nevada, with an amendment in the nature of a substitute;

S.J. Res. 225, to approve the location of the Korean War Memorial; and

S.J. Res. 216, to approve the location of the Black Revolutionary War Patriots Memorial.

Also, the committee resumed consideration of proposed legislation relating to the Arctic National Wildlife Refuge, but did not complete action thereon, and recessed subject to call.

ARCTIC NATIONAL WILDLIFE REFUGE

Committee on Environment and Public Works: Subcommittee on Environmental Protection concluded hearings on S. 1804, to designate the coastal plain of the Arctic National Wildlife Refuge in Alaska as wilderness, after receiving testimony from Tim Mahoney, Alaska Coalition, Gaylord Nelson, The Wilderness Society, and Elizabeth Raisbeck, National Audubon Society, all of Washington, DC; William J. Van Ness, Jr., Arctic Slope Regional Corporation, Barrow, Alaska; Roger Herrera, Standard Alaska Production Co., Anchorage, Alaska; and Roy Moses, Old Crow, Yukon Territory, Canada.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

Montreal Protocol on Substances that Deplete the Ozone Layer, to the Vienna Convention for the Protection of the Ozone Layer (Treaty Doc. No. 100–10); and

The nominations of Charles F. Dunbar, of Maine, to be Ambassador to the Yemen Arab Republic, Milton Frank, of California, to be Ambassador to the Kingdom of Nepal, Jay K. Katzen, of Virginia, to be a Member of the Board of Directors of the African Development Foundation, David C. Miller, Jr., of the District of Columbia, to be a Member of the Board of Directors of the African Development Foundation, William F. Burns, of Pennsylvania, to be Director of the U.S. Arms Control and Disarmament Agency, Donley L. Brady, of California, to be a Member of the Board of Directors of the Overseas Private Investment Corporation, Mitchell E. Daniels, Jr., of Indiana, to be a Member of the Board of Directors of the Overseas Private Investment Corporation, Priscilla L. Buckley, of Connecticut, to be a Member of the U.S. Advisory Commission on Public Diplomacy, Tom C. Korologos, of Virginia, to be a Member of the U.S. Advisory Commission on Public Diplomacy, Hershey Gold, of California, to be a Member of the U.S. Advisory Commission on Public Diplomacy, and Richard H. Melton, of Virginia, to be Ambassador to the Republic of Nicaragua.

Prior to this action, the committee concluded hearings on the aforementioned treaty, after receiving testimony from Senators Stafford, Chafee, and Baucus; and Lee M. Thomas, Administrator, Environmental Protection Agency.

INF TREATY

Committee on Foreign Relations: Committee resumed closed hearings on the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. No. 100–11), receiving testimony from William H. Webster, Director of Central Intelligence; Lt. General Leonard H. Perroots, USAF, Director, Defense Intelligence Agency; and Lt. General William E. Odom, USA, Director, National Security Agency.

Hearings continue tomorrow.

PRESIDENTIAL TRANSITION EFFECTIVENESS ACT

Committee on Governmental Affairs: Committee resumed hearings to review the implementation of the Presidential Transitions Act of 1963, and on S. 2037, to eliminate the use of private resources in the transition process and to provide for the orderly transfer of power between administrations, receiving testimony from James C. Miller III, Director, Office of Management and Budget; Paul G. Kirk, Jr., Democratic National Committee, Frank Fahrenkopf, Jr., Republican National Committee, Sheldon S. Cohen and Mark Abramson, both on behalf of the Center for Excellence in Government, Harrison W. Wellford, Wellford, Wegman, Krulwich, and Hoff, and William E. Timmons, Timmons and Co., Inc., all of Washington, DC.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Paul R. Michel, of Virginia, to be United States Circuit Judge for the Federal Circuit, Malcolm J. Howard, to be United States Distict Judge for the Eastern District of North Carolina, Rudy Lozano, to be United States District Judge for the Northern District of Indiana, and Stephen M. Reasoner, to be United States District Judge for the Eastern District of Arkansas, after the nominees testified and answered questions in their own behalf. Mr. Michel was introduced by Senator Specter, Mr. Howard was introduced by Senators Helms and Sanford, Mr. Lozano was introduced by Senators Lugar and Quayle, and Mr. Reasoner was introduced by Senators Bumpers and Pryor, and Representative Hammerschmidt.

MINIMUM HEALTH BENEFITS FOR ALL WORKERS ACT

Committee on Labor and Human Resources: Committee ordered favorably reported S. 1265, to provide minimum health benefits for all workers in the United States, with an amendment in the nature of a substitute.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered favorably reported the following business items:

An original resolution (S. Res. 381) authorizing $47,856,813 in operating expenses of standing, select, and special committees of the Senate, in lieu of S.

Res. 356, S. Res. 357, S. Res. 358. S. Res. 359, S. Res. 360, S. Res. 361, S. Res. 362, S. Res. 363, S. Res. 364, S. Res. 365, S. Res. 366, S. Res. 367, S. Res. 368, S. Res. 369, S. Res. 370, S. Res. 371, S. Res. 373, and S. Res. 374. As approved by the committee, the resolution provides funds, as follows:

Committee on Agriculture, Nutrition, and Forestry—$1,719,586;
Committee on Appropriations—$4,119,856;
Committee on Armed Services—$2,490,812;
Committee on Banking, Housing, and Urban Affairs—$1,690,000;
Committee on the Budget—$3,022,846;
Committee on Commerce, Science, and Transportation—$3,379,375;
Committee on Energy and Natural Resources—$2,446,068;
Committee on Environment and Public Works—$2,381,014;
Committee on Finance—$2,503,993;
Committee on Foreign Relations—$2,438,915;
Committee on Governmental Affairs—$4,529,719;
Committee on the Judiciary—$4,336,859;
Committee on Labor and Human Resources—$4,549,148;
Committee on Rules and Administration—$1,304,043;
Committee on Small Business—$972,617;
Committee on Veterans' Affairs—$1,001,553;
Special Committee on Aging—$1,094,591;
Select Committee on Intelligence—$2,105,072;
Select Committee on Indian Affairs—$916,501; and

An original resolution (S. Res. 379) to pay a gratuity to the widow of a deceased Senate employee.

INF TREATY

Select Committee on Intelligence: Committee continued closed hearings on the provisions of the Treaty Between the United States, and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100-11), receiving testimony from Robert Gates, Deputy Director of Central Intelligence.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 3949-3961; 2 private bills, H.R. 3962 and 3963; and 9 resolutions, H.J. Res. 456-461, H. Con. Res. 246, and H. Res. 378 and 379 were introduced.

Page 1654

VA Home Loan Downpayments: House passed and cleared for the President S. 2022, an act to amend title 38, United States Code, to authorize reductions under certain circumstances in the downpayments required for loans made by the Veterans' Administration to finance the sales of properties acquired by the Veterans' Administration as the result of foreclosures and to clarify the calculation of available guaranty entitlement and make other technical and conforming amendments.

Page 1579

School Improvement Act: By a yea-and-nay vote of 382 yeas, Roll No. 9, the House agreed to the Madigan motion to instruct House conferees appointed for consideration of section 7003 of the Senate amendment in the conference on H.R. 5, to improve elementary and secondary education, to agree to language that offers a solution to the dial-a-porn problem.

Page 1583

Earlier, agreed to order the previous question on the motion by a yea-and-nay vote of 200 yeas to 179 nays, Roll No. 8.

Page 1589

Military Medical Malpractice: By a yea-and-nay vote of 312 yeas to 61 nays, Roll No. 10, the House passed H.R. 1054, to amend chapter 171 of title 28, United States Code, to allow members of the Armed Forces to sue the United States for damages for certain injuries caused by improper medical care.

Page 1601

Agreed to the committee amendment in the nature of a substitute.

Page 1600

Agreed to the Davis of Illinois amendment that places a $300,000 limitation on noneconomic damages.

Page 1600

Rejected the Bliley amendment that sought to make the provisions of the bill retroactive to January 1, 1986.

Page 1600

Agreed to amend the title.

Page 1601

The Clerk was authorized to make technical and conforming changes in the engrossment of the bill.

Page 1601

H. Res. 375, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 1590

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 1653

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 1589, 1601. There were no quorum calls.

Adjournment: Met at 2 p.m. and adjourned at 8:24 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued hearings on fiscal year 1989 Defense Budget, with emphasis on Quality of Life in the Military. Testimony was heard from Barbara S. Pope, Deputy Assistant Secretary (Family Support, Education, and Safety), Office of the Assistant Secretary (Force Management and Personnel), Department of Defense.

Hearings continue February 25.

DEFENSE REORGANIZATION ACT

Committee on Armed Services: Subcommittee on Investigations concluded hearings on implementation of the Goldwater-Nichols Department of Defense Reorganization Act of 1986. Testimony was heard from Charles A. Bowsher, Comptroller General, CAO.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1989 budget proposals. Testimony was heard from James L. Blum, Acting Director, CBO.

Hearings continue tomorrow.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism, and Hazardous Materials held an oversight hearing on the Federal Trade Commission's Role in Hostile Takeovers: Campeau Corporation's attempt to acquire Federated Department Stores. Testimony was heard from Senator Metzenbaum; Representative Bryant; the following officials of the FTC: Daniel Oliver, Chairman, Terry Calvani, Mary L. Azcuenaga, and Andrew J. Strenio, Jr., all Commissioners; Stephan Wessler, Deputy Attorney General, State of Maine; Barbara Anthony, Assistant Secretary, Consumer Affairs, State of Massachusetts; and public witnesses.

AFGHANISTAN

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Afghanistan. Testimony was heard from public witnesses.

Hearings continue February 25.

HUMAN RIGHTS POLICY

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations concluded hearings on U.S. Human Rights Policy (Part II). Testimony was heard from public witnesses.

REAL ESTATE APPRAISAL REFORM ACT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on H.R. 3675, Real Estate Appraisal Reform Act of 1987. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DRAFT REPORT; NATIONAL HISTORICAL PUBLICATIONS AND RECORDS COMMISSION

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture approved the following draft report: "Failing The Test: Proficiency Standards Are Needed For Drug Testing Laboratories".

The Subcommittee also held a hearing on H.R. 3933, to amend and extend the authorization for the National Historical Publications and Records Commission. Testimony was heard from the following officials of the National Archives and Records Administration: Don W. Wilson, Archivist of the United States; and Frank G. Burke, Executive Director, National Historical Publications and Records Commission; and a public witness.

Hearings continue tomorrow.

OVERSIGHT

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held an oversight hearing on the Office of Science and Technology Policy. Testimony was heard from William Graham, Director, Office of Science and Technology Policy; and public witnesses.

COMMERCIAL SPACE LAUNCH ACT AMENDMENTS

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications continued hearings on H.R. 3765, Commercial Space Launch Act Amendments of 1987. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

Joint Meeting

OMNIBUS TRADE AND COMPETITIVENESS ACT—TRADE AND TARIFF PROVISIONS

Conferees continued to resolve the differences between the Senate and House-passed trade and tariff laws and trade agreements provisions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987, but did not complete action thereon, and will meet again tomorrow.

Thursday, February 18, 1988

Senate

Chamber Action

Routine Proceedings, pages 1712–1796

Measures Introduced: Four bills and five resolutions were introduced, as follows: S. 2070–2073, S.J. Res. 259–261, S. Con. Res. 98, and S. Res. 379.

Page 1777

Measures Reported: Reports were made as follows:

S. 1366, to revise and extend the programs of assistance under title X of the Public Health Service Act, with amendments (Rept. No. 100–286).

S. Res. 379, to pay a gratuity to Linda G. Mathews.

Page 1777

Senatorial Election Campaign Act: Senate continued consideration of S. 2, to amend the Federal Election Campaign Act of 1971, to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees, and the following amendments proposed thereto:

Pages 1718, 1725

Pending:

Modified Boren motion to recommit the bill, with instructions to report back forthwith, with Boren Amendment No. 1403, in the nature of a substitute.

Page 1727

Modified Byrd Amendment No. 1404 (to Amendment No. 1403), of a perfecting nature.

Page 1743

Modified Boren Amendment No. 1405 (to Amendment No. 1404), of a perfecting nature.

Page 1735

Nominations Confirmed: Senate confirmed the following nominations:

Sydney J. Olson, of Virginia, to be an Assistant Secretary of Health and Human Services;

Wendy L. Gramm, of Texas, to be Chairman of the Commodity Futures Trading Commission;

Wendy L. Gramm, of Texas, to be Commissioner of the Commodity Futures Trading Commission for the remainder of the term expiring April 13, 1990.

Page 1800

Nominations Received: Senate received the following nominations:

Daniel G. Amstutz, of New York, for the rank of Ambassador during his tenure of service as Chief Agricultural Negotiator in the Uruguay Round of Multilateral Trade Negotiations.

William Evans, of California, to be Under Secretary of Commerce for Oceans and Atmosphere.

Routine list of Air Force nominations.

Page 1796

Messages From the President: Senate received the following message from the President of the United States:

Budget of the United States Government for fiscal year 1989; which was jointly referred to the Committee on the Budget and the Committee on Appropriations. (PM–106)

Page 1772

Messages From the President: **Page 1772**

Messages From the House: **Page 1777**

Measures Referred: **Page 1777**

Statements on Introduced Bills: **Page 1778**

Additional Cosponsors: **Page 1785**

Authority for Committees: **Page 1787**

Notices of Hearings: **Page 1787**

Additional Statements: **Page 1788**

Recess: Senate convened at 9 a.m., and recessed at 5:30 p.m. until 10 a.m., Friday, February 19, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 1796).

Committee Meetings

INF TREATY

Committee on Armed Services: Committee continued hearings on the implications for the Alliance of the Intermediate-Range Nuclear Forces (INF) treaty, focusing on conventional arms control and confidence-building measures in Europe, receiving testimony from Charles H. Thomas, Principal Deputy Assistant Secretary of State for European and Canadian Affairs and U.S. Representative to NATO's High Level Task Force on Conventional Arms Control; and James A. Thomson, The Rand Corporation, Santa Monica, California.

Hearings continue on Monday, February 22.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee began hearings to review those programs which fall within the jurisdiction of the committee as contained in the President's proposed budget for fiscal year 1989 for defense programs, and to review the restructuring of the U.S. military and the five-year rearmament program, receiving testimony from Frank C. Carlucci, Secretary of Defense; and Admiral William J. Crowe, Jr., USN, Chairman, Joint Chiefs of Staff.

Hearings were recessed subject to call.

NOMINATION

Committee on Environment and Public Works: Committee ordered favorably reported the nomination of

Charles L. Grizzle, of Kentucky, to be Assistant Administrator for Administration and Resources Management, Environmental Protection Agency.

OCEAN DUMPING

Committee on Environment and Public Works: Subcommittee on Environmental Protection held joint hearings with the Subcommittee on Superfund and Environmental Oversight on the implementation of Title I of the Marine Protection, Research, and Sanctuaries Act, focusing on the issue of ocean disposal of municipal sewage sludge, receiving testimony from Senator Roth: Representative Florio; Tudor T. Davies, Director, Office of Marine and Estuarine Protection, and Christopher J. Daggett, Regional Administrator, Region II (New York), both of the Environmental Protection Agency: Major General Henry Hatch, Director of Civil Works, U.S. Army Corps of Engineers; New Jersey Governor Thomas H. Kean, Trenton; Mayor Edward I. Koch, New York, New York; Sheldon Lipke, Passaic Valley Sewerage Commission, Passaic, New Jersey; David Borden, New England Fishery Management Council, Saugus, Massachusetts; Richard S. Magee, New Jersey Institute of Technology, Newark; and Cliff Curtis, The Oceanic Society, Washington, DC.

Hearings were recessed subject to call.

INF TREATY

Committee on Foreign Relations: Committee resumed hearings on the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony from William E. Colby, former Director of Central Intelligence; Sidney Graybeal, former U.S. Representative to the Standing Consultative Commission; Joseph Douglass, former Deputy Director, Defense Advanced Research Projects Agency, Department of Defense; Sidney Drell, Stanford University, Stanford, California; Raymond Garthoff, former U.S. Ambassador to Bulgaria; Marshall Shulman, Columbia University, New York, New York; William Scott, former Military Attache, U.S. Embassy-Moscow; and William Harris, Rand Corporation, Santa Monica, California.

Hearings continue tomorrow.

BERNE CONVENTION

Committee on the Judiciary: Subcommittee on Patents, Copyrights, and Trademarks held hearings on S. 1301 and S. 1971, bills to implement the Berne Convention for the Protection of Literary and Artistic Works, focusing on the effect the Berne Convention has on U.S. Copyrights, receiving testimony from Representative Kastenmeier; C. William Verity, Secretary of Commerce; Clayton Yeutter, U.S. Trade Representative; Allen Wallis, Under Secretary of State for Economic Affairs; Ralph Oman, Register of Copyrights, Copyright Office, Library of Congress; and Irwin Karp, Rye Brook, New York.

Hearings continue on Thursday, March 3.

VOLUNTARY STANDARDS FOR TEACHER EXCELLENCE

Committee on Labor and Human Resources: Subcommittee on Education, Arts, and Humanities held hearings on the proposed establishment of voluntary, national standards of competence for public school teachers, receiving testimony from Chester E. Finn, Assistant Secretary of Education for Educational Research and Improvement; New Jersey Governor Thomas H. Kean, Trenton; James B. Hunt, Jr., Raleigh, North Carolina, and James A. Kelly, Washington, DC, both on behalf of the National Board for Professional Teaching Standards; Susan Adler Kaplan, Providence, Rhode Island; Alan K. Campbell, Committee for Economic Development's Task Force on the Teaching Profession, Philadelphia, Pennsylvania; Gordon M. Ambach, Council of Chief State School Officers, Mary Hatwood Futrell, National Education Association, and Albert Shanker, American Federation of Teachers, all of Washington, DC; James A. Wilsford, Orangeburg School District No. 5, Orangeburg, South Carolina, on behalf of the American Association of School Administrators; Barbara Hatton, Ford Foundation Education and Culture Program, New York, New York; and Bradley Blanchette, Colchester, Vermont.

Hearings were recessed subject to call.

MINORITY BUSINESS DEVELOPMENT PROGRAM REFORM ACT

Committee on Small Business: Committee resumed hearings on S. 1993, to improve the growth and development of small business concerns owned and controlled by socially and economically disadvantaged individuals, especially through participation in the Federal procurement process, and H.R. 1807, to set forth specified small business eligibility requirements with respect to the Small Business Administration's small business and capital ownership development program and the award of Government procurement contracts under the Small Business set-aside program, receiving testimony from Senator Levin; Representative LaFalce; John H. Luke, Associate Director, Resources, Community and Economic Development Division, who was accompanied by Richard A. Hart, Group Director, and Paul K. Elmore, Evaluator, all of the U.S. General Accounting Office; C. Michael Gooden, Integrated Systems Analysts, Inc., Arlington, Virginia; Weldon Latham, Reed, Smith, Shaw & McClay, McLean, Virginia; and Robert Saucedo, Casde Corporation, Torrance, California, representing the Latin American Manufacturers Association.

Hearings continue on Thursday, February 25.

INDIAN SELF-DETERMINATION

Select Committee on Indian Affairs: Committee concluded hearings on Amendment No. 1399, to authorize demonstration projects for interested tribes to experiment with new methods of using Bureau of Indian Affairs funds to meet tribally determined needs and goals to S. 1703, to amend the Indian Self-Determination and Education Assistance Act (pending on Senate calendar), after receiving testimony from Ross O. Swimmer, Assistant Secretary of the Interior for Indian Affairs; Lionel John, United South and Eastern Tribes, Nashville, Tennessee; Melvin Sampson, Yakima Indian Nation, Toppenish, Washington; Delia Antone, Intertribal Council of Arizona, Phoenix; Joe De La Cruz, Quinault Indian Nation, Taholah, Washington; Ed Thomas, Tlingit-Haida Indian Tribes of Alaska, Juneau; and Alex Lunderman, Rosebud Sioux Tribe, Rosebud, South Dakota.

INF TREATY

Select Committee on Intelligence: Committee continued joint closed hearings with the Committee on Armed Services on the provisions of the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), focusing on Soviet incentives and intentions to comply with the Treaty, receiving testimony from Robert Gates, Deputy Director of Central Intelligence; Lt. General William E. Odom, USA, Director, National Security Agency; Lt. General Leonard H. Perroots, USAF, Director, Defense Intelligence Agency; and Morton Abramowitz, Director of Intelligence and Resources, Department of State.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 3964–3978; 1 private bill, H.R. 3979; and 5 resolutions, H.J. Res. 462–464, H. Con. Res. 247, and H. Res. 380 were introduced.

Page 1710

Report Filed: One report was filed as follows: H. Res. 380, in the matter of Representative Mario Biaggi (H. Rept. 100–506).

Page 1709

Speaker Pro Tempore: Read a letter from the Speaker designating Representative Coelho as Speaker pro tempore for today.

Page 1690

Appointments: The following appointments were read:

Coast Guard Academy: Speaker appointing Representatives Gejdenson and Johnson of Connecticut as members of the Board of Visitors to the United States Coast Guard Academy; and the Chairman of the Committee on Merchant Marine and Fisheries appointing Representatives Hutto, Hughes, Davis of Michigan, and Jones of North Carolina (ex officio), to serve as members of the Board of Visitors to the United States Coast Guard Academy for the year 1988.

Page 1694

George Washington's Birthday: Speaker appointing Representatives Wolf and Sisisky to represent the House of Representatives at appropriate ceremonies for the observance of George Washington's birthday, to be held on February 22, 1988.

Page 1694

Military Academy: Speaker appointing Representatives Hefner, Pickett, Fish, and Lowery of California as members of the Board of Visitors to the United States Military Academy.

Page 1694

Naval Academy: Speaker appointing Representatives Wilson, McMillen of Maryland, Skeen, and Bentley as members of the Board of Visitors to the United States Naval Academy.

Page 1694

Merchant Marine Academy: Speaker appointing Representatives Manton and Bunning as members of the Board of Visitors to the United States Merchant Marine Academy.

Page 1694

Air Force Academy: Speaker appointing Representatives Dicks, Barnard, Lewis of California, and Hefley as members of the Board of Visitors to the United States Air Force Academy.

Page 1694

Presidential Message—Budget: Read a message from the President transmitting to Congress the budget for fiscal year 1989—referred to the Committee on Appropriations and ordered printed as a House document (H. Doc. 100–152).

Page 1694

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 12:39 p.m.

Committee Meetings

PROHIBIT THE SALE OF THE AEGIS WEAPONS SYSTEM TO JAPAN

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical materials met in executive session to receive a classified briefing on H.R. 3724, to prohibit any funds appropriated or otherwise available to the Department of Defense from being used to implement any sale of the AEGIS weapon system to Japan. The Subcommittee was briefed by the following officials of the Department of Defense: Karl D. Jackson, Deputy Assistant Secretary, East Asia and Pacific Affairs; RAdm. G.N. Gee, Office of the Chief of Naval Operations; and Capt. J.T. Hood, AEGIS, Shipbuilding Program (PMS-400), Naval Sea Systems Command.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1989 budget proposals. Testimony was heard from James C. Miller III, Director, Office of Management and Budget.

Hearings continue February 24.

JUVENILE JUSTICE AND DELINQUENCY PREVENTION ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Human Resources continued hearings on H.R. 1801, Juvenile Justice and Delinquency Prevention Act Amendments of 1988. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on Energy and Commerce: Met and approved pending committee business.

UNIFORM REGULATORY JURISDICTION ACT

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on H.R. 2884, Uniform Regulatory Jurisdiction Act of 1987. Testimony was heard from Representative Tauke; and public witnesses.

CLEAN AIR ACT AMENDMENTS; ACID DEPOSITION CONTROL ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment began consideration of the following bills: H.R. 3054, Clean Air Act Amendments of 1987; and H.R. 2666, Acid Deposition Control Act of 1987.

BOMBING OF KOREAN AIRLINE FLIGHT 858

Committee on Foreign Affairs: Ordered reported H. Con. Res. 246, condemning the bombing by North Korean agents of Korean Air Lines flight 858.

IMPLICATIONS OF ARSHAD PERVEZ CASE FOR U.S. POLICY TOWARD PAKISTAN

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on International Economic Trade and Policy held a joint hearing on the implications of the Arshad Pervez Case for U.S. Policy Toward Pakistan. Testimony was heard from Representative Markey; Robert Peck, Deputy Assistant Secretary, Near East and South Asian Affairs, Department of State; and public witnesses.

REAL ESTATE APPRAISAL REFORM ACT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs continued hearings on H.R. 3675, Real Estate Appraisal Reform Act of 1987. Testimony was heard from public witnesses.

Hearings continue February 25.

VA DISABILITY COMPENSATION CLAIMS

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on VA disability compensation claims. Testimony was heard from Representative Evans; the following officials of the VA: Ronald B. Abrams, Consultant Attorney, Department of Veterans Benefits; R. John Vogel, Chief Benefits Director; Ernest B. Wright, Associate Member and Kenneth E. Eaton, Chairman, both with the Board of Veterans Appeals, and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs held an oversight hearing on the Administration's fiscal year 1989 budget proposals regarding the insular areas. Testimony was heard from Mary Ann T. Knauss, Deputy Assistant Secretary, Intergovernmental Affairs, Department of Commerce and member, White House Task Force on Puerto Rico; and Mark S. Hayward, Deputy Assistant Secretary, Territorial and International Affairs, Department of the Interior.

Hearings continue February 25.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full committee action, the following bills: S. 858, to establish the title of States in certain abandoned shipwrecks; and S. 90, amended Big Cypress National Preserve Addition Act.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held an oversight hearing on the authorizations of the Civil Division of the Department of Justice, Foreign Claims Settlement Commission and the Office of Government Ethics. Testimony was heard from the following officials of the Department of Justice: James Milton Spears, Acting Assistant Attorney General, Civil Division; and Frank H. Conway, Commissioner, Foreign Claims Settlement Commission; Frank Q. Nebeker, Director, Office of Government Ethics, Office of Personnel Management; and a public witness.

WASHINGTON METROPOLITAN AREA TRANSIT REGULATION COMPACT AMENDMENTS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.J. Res. 352, granting the consent and approval of Congress for the State of Maryland, the Commonwealth of Virginia and the District of Columbia to amend the Washington Metropolitan Area Transit Regulation Compact. Testimony was heard from Daniel Duff, Assistant Chief Counsel, Urban Mass Transportation Administration, Department of Transportation; and Sarah Lister, General Counsel, Washington Metropolitan Area Transit Authority.

RAMIFICATIONS OF COAST GUARD OPERATIONAL REDUCTIONS AND STATION CLOSURES

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on the ramifications of Coast Guard operational reductions and station closures ordered as a result of fiscal year 1988 appropriations levels. Testimony was heard from Adm. Paul A. Yost, Jr., Commandant, U.S. Coast Guard, Department of Transportation.

GOOSE, GANDER, AND SAUCE ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 3565, Goose, Gander, and Sauce Act of 1987. Testimony was heard from Claudia Cooley, Associate Director, Personnel and Oversight, Office of Personnel Management; Rosslyn Kleeman, Senior Associate Director, General Government Division, GAO; from the following officials of the Department of the Army: Col. Duane G. Ingalsbe, Chief, Program, Budget and Compensation Policy Division, Directorate of Manpower, Deputy Chief of Staff for Personnel; and Berenith Velez-Torres, Chief, Garnishment/Bankruptcy Division, Legal Office, Finance and Accounting Center; Charles J. Holder, Director, Office of Payroll Systems, Department of the Controller, U.S. Postal Service; and public witnesses.

Joint Meeting

OMNIBUS TRADE AND COMPETITIVENESS ACT—TRADE AND TARIFF PROVISIONS

Conferees continued to resolve the differences between the Senate- and House-passed trade and tariff laws and trade agreements provisions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987, but did not complete action thereon, and recessed subject to call.

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Friday, February 19, 1988

Senate

Chamber Action

Routine Proceedings, pages 1818–1887

Measures Introduced: Four bills and two resolutions were introduced, as follows: S. 2074–2077, S. Res. 380, and S. Con. Res. 99.

Page 1866

Measures Passed:

Technical Corrections: Senate passed H.R. 3923, to make a technical correction to section 8103 of title 46, United States Code.

Page 1854

Bicentennial of the Senate: Senate agreed to S. Res. 380, to amend Senate Resolution 352, agreed to April 11, 1986, relating to the commemoration of the bicentennial of the Senate of the United States.

Page 1854

Senatorial Election Campaign Act: Senate continued consideration of S. 2, to amend the Federal Election Campaign Act of 1971, to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees, and the following amendments proposed thereto:

Pages 1821, 1883

Pending:

Boren motion to recommit the bill, with instructions to report back forthwith, with Boren Amendment No. 1403, in the nature of a substitute, as modified.

Page 1821

Byrd Amendment No. 1404 (to Amendment No. 1403), of a perfecting nature, as modified.

Page 1821

Boren Amendment No. 1405 (to Amendment No. 1404), of a perfecting nature, as modified.

Page 1821

Senate will continue consideration of the bill, and amendments proposed thereto, on Monday, February 22.

Nominations Confirmed: Senate confirmed the following nominations:

Suzanne C. Conlon, of Illinois, to be United States District Judge for the Northern District.

Richard J. Arcara, of New York, to be United States District Judge for the Western District.

Paul V. Niemeyer, of Maryland, to be United States District Judge.

Edward F. Harrington, of Massachusetts, to be United States District Judge.

Romolo J. Imundi, of New York, to be United States Marshal for the Southern District.

Daniel F. Lopez Romo, of Puerto Rico, to be United States Attorney for the District of Puerto Rico.

Tony Michael Graham, of Oklahoma, to be United States Attorney for the Northern District.

James Eldon Wilson, of Alabama, to be United States Attorney for the Middle District.

Robert J. Kabel, of Virginia, to be a Member of the Foreign Claims Settlement Commission of the United States.

Charles L. Grizzle, of Kentucky, to be an Assistant Administrator of the Environmental Protection Agency. **Page 1887**

Nominations Received: Senate received the following nominations:

Donald E. Abram to be United States District Judge for the District of Colorado.

Alan Marshall Elkins, of Maine, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences.

Robert Earl Farris, of Tennessee, to be Administrator of the Federal Highway Administration.

David L. Chatfield, of Alaska, to be a Member of the National Credit Union Administration Board. **Page 1887**

Executive Report of a Committee: The Senate received the following executive report of a committee:

Treaty Doc. 100–10, Montreal Protocol on Substances that Deplete the Ozone Layer, done at Montreal on September 16, 1987, to the Vienna Convention for the Protection of the Ozone Layer. (Ex. Rept. No. 100–14) **Page 1865**

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report entitled "Economic Report of the President"; which was referred to the Joint Economic Committee. (PM–107)

Transmitting the Seventeenth Annual Report on Hazardous Materials Transportation; which was referred to the Committee on Commerce, Science, and Transportation. (PM–108)

Transmitting the Fiscal Year 1986 Annual Report on Mine Safety and Health Activities; which was referred to the Committee on Labor and Human Resources. (PM–109)

Transmitting the Second Biennial Report of the Interagency Arctic Research Policy Committee; which was referred to the Committee on Governmental Affairs. (PM–110)

Transmitting three new deferrals of budget authority; which was referred jointly to the Committee on Agriculture, Nutrition, and Forestry, the Committee on Armed Services, the Committee on Energy and Natural Resources, the Committee on Commerce, Science, and Transportation, the Committee on Foreign Relations, the Committee on Finance, the Committee on Appropriations, and the Committee on the Budget. (PM–111) **Page 1862**

Messages From the President: **Page 1862**

Statements on Introduced Bills: **Page 1866**

Amendments Submitted: **Page 1874**

Additional Cosponsors: **Page 1870**

Authority for Committees: **Page 1874**

Additional Statements: **Page 1875**

Recess: Senate convened at 10 a.m., and recessed at 5:25 p.m. until 1 p.m., Monday, February 22, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 1887).

Committee Meetings

1989 BUDGET

Committee on the Budget: Committee began hearings in preparation for reporting the first concurrent resolution on the fiscal year 1989 budget, receiving testimony from James C. Miller III, Director, Office of Management and Budget.

Hearings continue on Tuesday, March 1.

INF TREATY

Committee on Foreign Relations: Committee continued hearings on the Treaty Between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony from William Schneider, Jr., Member, General Advisory Committee of the U.S. Arms Control and Disarmament Agency; Paul C. Warnke, former Director, Arms Control and Disarmament Agency; Ralph Earle II, Chief U.S. Negotiator on SALT II and former Director, Arms Control and Disarmament Agency; Jonathan Dean, former U.S. Representative to Mutual Balanced Force Reductions Talks; Eugene Rostow, former Director, Arms Control and Disarmament Agency; John Rhinelander, former Legal Adviser to SALT I Delegation; Sven Kraemer, former Director of Arms Control, National Security Council; John Steinbruner, Brookings Institution; Washington, D.C.; and William Van Cleve, Southwest Missouri State University, Springfield.

Hearings continue on Monday, February 22.

GENOCIDE CONVENTION

Committee on the Judiciary: Committee held hearings on S. 1851, to implement in the United States the International Convention on the Prevention and Punishment of the Crime of Genocide, receiving testimony from Senator Proxmire; Richard Schifter, Assistant Secretary of State for Human Rights and Humanitarian Affairs; and Hyman Bookbinder, Ad Hoc Coalition on the Genocide Treaty, Joseph Griffin and John F. Murphy, both on behalf of the American Bar Association; and Trisha Katson, The Liberty Lobby, all of Washington, DC.

Hearings were recessed subject to call.

INF TREATY

Select Committee on Intelligence: Committee continued closed joint hearings with the Committee on Armed Services on the provisions of the Treaty Between the United States and the USSR on the Elimination of the Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony from intelligence officials.

Hearings continue on Wednesday, February 24.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, February 22.

Committee Meetings

UPDATE ON AIDS EPIDEMIC

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on Public Health Service Update on AIDS Epidemic. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. C. Everett Koop, Surgeon General, Public Health Service; Dr. James O. Mason, Director, Centers for Disease Control; Dr. Anthony Fauci, Director, National Institute of Allergy and Infectious Diseases, National Institutes of Health; Dr. David Sundwall, Administrator, Health Resources and Services Administration; Alcohol, Drug Abuse, and Mental Health Administration.

Joint Meeting

1988 ECONOMIC REPORT

Joint Economic Committee: Committee concluded hearings on the 1988 Economic Report of the President and the Annual Report of the Council of Economic Advisers, after receiving testimony from Beryl Sprinkel, Chairman, and Thomas G. Moore and Michael L. Mussa both Members, all of the Council of Economic Advisers.

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Monday, February 22, 1988

Senate

Chamber Action

Routine Proceedings, pages 1895–1941

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 2078–2080; S.J. Res. 262; and S. Res. 381.

Page 1922

Measures Reported: Reports were made as follows:

S. Res. 381, to authorize expenditures by committees of the Senate (S. Rept. No. 100–287).

S.J. Res. 216, to approve the location of the Black Revolutionary War Patriots Memorial (S. Rept. No. 100–288).

S.J. Res. 225, to approve the location of the Korean War Memorial (S. Rept. No. 100–289).

Page 1922

Measures Passed:

Gratuity: Senate agreed to S. Res. 379, to pay a gratuity to Linda G. Mathews.

Page 1940

Senatorial Election Campaign Act: Senate continued consideration of S. 2, to amend the Federal Election Campaign Act of 1971, to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees, and the following amendments proposed thereto:

Page 1900

Pending:

Boren motion to recommit the bill, with instructions to report back forthwith, with Boren Amendment No. 1403, in the nature of a substitute, as modified.

Page 1900

Byrd Amendment No. 1404 (to Amendment No. 1403), of a perfecting nature, as modified.

Page 1900

Boren Amendment No. 1405 (to Amendment No. 1404), of a perfecting nature, as modified.

Page 1900

Senate will continue consideration of the bill, and amendments proposed thereto, on Tuesday, February 23.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Treaty with

Canada on Mutual Legal Assistance in Criminal Matters (Treaty Document No. 100–14), which was transmitted to the Senate on today, by the President of the United States. The Treaty was considered as having been read the first time, was referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page 1940**

Nomination Received: Senate received the following nomination:

Shannon T. Mason, Jr., to be United States District Judge for the Eastern District of Virginia. **Page 1941**

Appointment by the Presiding Officer:

Advisory Commission on Intergovernmental Relations: The chair, on behalf of the Vice President, pursuant to Public Law 86–380, appointed Senator Levin to the Advisory Commission on Intergovernmental Relations. **Page 1941**

Messages From the President: **Page 1920**

Messages From the House: **Page 1920**

Petitions and Memorials: **Page 1921**

Communications: **Page 1921**

Statements on Introduced Bills: **Page 1922**

Additional Cosponsors: **Page 1930**

Notices of Hearings: **Page 1935**

Additional Statements: **Page 1935**

Recess: Senate convened at 1 p.m., and recessed at 6:10 p.m., until 10 a.m., Tuesday, February 23, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 1940.)

Committee Meetings

BAHAMAS/PUERTO RICO—DRUG INTERDICTION

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on the issue of Federal drug interdiction and enforcement activities in the Bahamas and Puerto Rico, receiving testimony from Admiral Paul A. Yost, Commandant, U.S. Coast Guard; George D. Heavey, Regional Commissioner, Southeast Region, and William Rosenblatt, Assistant Commissioner for Enforcement, both of the U.S. Customs Service, Department of the Treasury; David L. Westrate, Assistant Administrator for Operations, Drug Enforcement Administration, Department of Justice; Ann B. Wrobleski, Assistant Secretary of State for International Narcotics Matters; Bahamian Ambassador Margaret E. McDonald, and Bahama Attorney General Paul L. Adderley, both of Nassau, Commonwealth of the Bahamas; and Carlos Lopez, Superintendent of Police for the Commonwealth of Puerto Rico, and Hiram Sanchez, Assistant to the Governor of Puerto Rico for Security Affairs, both of San Juan.

Subcommittee will meet again on Friday, February 26.

INF TREATY

Committee on Armed Services: Committee resumed hearings on the implications for the Alliance of the Intermediate-Range Nuclear Forces (INF) treaty, receiving testimony from Ambassador Maynard W. Glitman, Chief Negotiator on Intermediate-Range Nuclear Forces.

Hearings continue tomorrow.

NRC—AUTHORIZATIONS/ REORGANIZATION

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation approved for full committee consideration proposed legislation authorizing funds for fiscal years 1988 and 1989 for the Nuclear Regulatory Commission, and to provide for the reorganization of the NRC.

INF TREATY

Committee on Foreign Relations: Committee resumed hearings on the Treaty Between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty. Doc. 100–11), receiving testimony from Rabbi David Saperstein, Religious Action Center of Reform Judaism, Arie R. Brouwer, National Council of Churches, Reverend William Sloane Coffin, SANE/ FREEZE, E. Phillip Riggin, The American Legion, Nancy M. Neuman, League of Women Voters, Anne H. Cahn, The Committee for National Security, Burt Pines, The Heritage Foundation, Rear Admiral Robert H. Spirow, on behalf of the American Security Council, Martin Colman, The American Resistance International, and John Joyce on behalf of the AFL–CIO, all of Washington, DC; Reverend Roger Mahony, Los Angeles, California, on behalf of the U.S. Conference of Catholic Bishops; Jerome Grossman, Council for a Livable World, Boston, Massachusetts; Edward Teller, Lawrence Livermore National Laboratory, Livermore, California; and Betty Lall, Council on Economic Priorities, New York, New York.

Hearings continue tomorrow.

SOCIAL SECURITY NOTCH

Special Committee on Aging: Committee concluded hearings to examine the impact of the Social Security notch inequity within the Social Security Amendments of 1977, and provisions of S. 1830 and H.R. 3788, bills to provide for a period of transition (and a new alternative formula with respect to such transition) to the changes in benefit computation rules enacted in the Social Security Amendments of 1977 as they apply to workers born in years after 1916 and before 1930 (and related beneficiaries) and to provide for increases on their benefits accordingly, after receiving testimony from Senator Sanford; Michael Carozza, Deputy Commissioner for Policy and External Affairs, Social Security Administration, Department of Health and Human Services; James Roosevelt, Jr., National Committee to Preserve Social Security and Medicare, and Arthur S. Fleming, Save Our Security, both of Washington, DC; J. Daryl Cooper, Committee to Correct Inequities in Social Security and Medicare, Council Bluffs, Iowa; Anthony Purcell, Sr., Pittsburgh, Pennsylvania, on behalf of the Notch Babies Grass Roots National Coalition; and Mary Alice Magness, Anaconda, Montana.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 3980–3985; 1 private bill, H.R. 3986; and 5 resolutions, H.J. Res. 465, H. Con. Res. 248 and 249, and H. Res. 381 and 382 were introduced.

Page 1893

Presidential Messages: Read the following messages from the President:

Economic report: Message transmitting the Economic Report of the President—referred to the Joint Economic Committee, and ordered printed (H. Doc. 100–154);

Page 1888

Arctic research: Message transmitting the Second Biennial Report of the Interagency Arctic Research Policy Committee—referred to the Committee on Science, Space, and Technology;

Page 1889

Mine safety and health: Message transmitting the Annual Report of the Secretary of Labor under the Federal Mine Safety and Health Act of 1977—referred to the Committee on Education and Labor;

Page 1890

Hazardous materials transportation: Message transmitting the 17th Annual Report on Hazardous Materials Transportation for Calendar Year 1986—referred to the Committee on Energy and Commerce, the Committee on Public Works and Transportation, and the Committee on Merchant Marine and Fisheries; and

Page 1890

Budget deferrals: Message transmitting three new deferrals of budget authority and ten revised deferrals of budget authority—referred to the Committee on Appropriations, and ordered printed (H. Doc. 100–166).

Page 1890

Referrals: Nine Senate-passed measures were referred to the appropriate House committees.

Page 1892

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 12 p.m. and adjourned at 12:21 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on U.S. Central Command. Testimony was heard from Gen. George B. Crist, USMC, Commander-in-Chief, U.S. Central Command.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Assistant Secretary of the Army (Civil Works); and on the Chief of Engineers. Testimony was heard from the following officials of the Department of the Army: Robert W. Page, Assistant Secretary (Civil Works); and Lt. Gen. E.R. Heiberg III, Chief, Corps of Engineers.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Advisory Council on Historic Preservation; and on Woodrow Wilson International Center for Scholars. Testimony was heard from Robert O. Johns, Vice Chairman, Advisory Council on Historic Preservation; and Prosser Gifford, Acting Director, Woodrow Wilson International Center for Scholars.

NATIONAL BIOTECHNOLOGY INFORMATION ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 393, National Biotechnology Information Act of 1987. Testimony was heard from Representative Pepper; from the following officials of the National Institutes of Health, Department of Health and Human Services: Dr. James B. Wyngaarden, Director; and Dr. Donald A.B. Lindberg, Director, National Library of Medicine; and public witnesses.

Tuesday, February 23, 1988

Senate

Chamber Action

Routine Proceedings, pages 2163–2414

Measures Introduced: Seventeen bills and six resolutions were introduced, as follows: S. 2081–2097; S.J. Res. 263–265; S. Res. 382–383; and S. Con. Res. 100.

Page 2315

Measures Reported: Reports were made as follows:

Received on Wednesday, February 24:

S.J. Res. 199, designating the month of May, 1988, as "Trauma Awareness Month".

S.J. Res. 212, designating the period of May 8–14, 1988, as "National Tuberous Sclerosis Awareness Week".

S.J. Res. 227, to express gratitude for law enforcement personnel.

S.J. Res. 229, designating April 1, 1988, as "Run To Daylight Day".

S.J. Res. 234, designating the week of April 17, 1988, as "Crime Victims Week".

S.J. Res. 237, designating May 1988, as "Neurofibromatosis Awareness Month".

S.J. Res. 240, designating the period of May 16–22, 1988, as "National Safe Kids Week".

S.J. Res. 244, designating the month of April, 1988, as "National Know Your Cholesterol Month".

S.J. Res. 247, to authorize the President to proclaim the last Friday of April 1988 as "National Arbor Day".

S.J. Res. 249, designating June 14, 1988 "Baltic Freedom Day".

S.J. Res. 250, designating the week of May 8–14, 1988, as "National Osteoporosis Prevention Week of 1988".

S.J. Res. 251, designating March 4, 1988, as "Department of Commerce Day".

S.J. Res. 252, designating June 5–11, 1988, as "National NHS Neighbor Works Week".

S.J. Res. 253, to designate April 9, 1988 and April, 1989, as "National Former Prisoner of War Recognition Day", with an amendment and an amendment to the title.

S.J. Res. 254, designating the period of May 15–21, 1988, as "National Health Awareness Week".

S.J. Res. 255, to authorize and request the President to issue a proclamation designating April 24–30, 1988 as "National Organ and Tissue Donor Awareness Week".

S.J. Res. 257, to authorize and request the President to issue a proclamation designating March 21, 1988 as "Afghanistan Day," to commemorate the struggle of the people of Afghanistan against the occupation of their country by Soviet forces.

S.J. Res. 260, to designate the week beginning April 10, 1988, as "National Child Care Awareness Week".

S.J. Res. 262, to designate the month of March, 1988, as "Women's History Month".

S.J. Res. 59, to designate the month of May 1987 as "National Foster Care Month", with an amendment and an amendment to the title.

S.J. Res. 147, to designate the week beginning on the third Sunday of September in 1987 and 1988, as "National Adult Day Care Center Week", with an amendment and an amendment to the title.

Page 2304

Received on Thursday, February 25:

S. 2097, to provide for a viable domestic uranium industry, to establish a program to fund reclamation and other remedial actions with respect to mill tailings at active uranium and thorium sites, to establish a wholly-owned Government corporation to manage the Nation's uranium enrichment enterprise, operating as a continuing commercial enterprise on a profitable and efficient basis, and for other purposes.

Page 2305

Senatorial Election Campaign Act: Senate continued consideration of S. 2, to amend the Federal Election Campaign Act of 1971, to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees, with the following amendments proposed thereto:

Pages 1985, 1993, 2041, 2043, 2099, 2163, 2234

Pending:

(1) Boren motion to recommit the bill, with instructions to report back forthwith, with Amendment No. 1403, in the nature of a substitute, as modified.

(2) Byrd Amendment No. 1404 (to Amendment No. 1403, of a perfecting nature, as modified.

(3) Boren Amendment No. 1405 (to Amendment No. 1404), of a perfecting nature, as modified.

Page 1985

A motion was entered to close further debate on the modified committee amendment in the nature of a substitute and, pursuant to the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, February 26, 1988.

Page 2041

A unanimous-consent agreement was reached providing for the cloture vote to occur beginning at 10 a.m. (a 30-minute vote), with the required quorum call having been waived.

Page 2158

Motions to Request Attendance: During today's proceedings, the following also occurred:

(1) By 71 yeas to 18 nays (Vote No. 19), Senate agreed to a motion to request the attendance of absent Senators.

Page 2007

(2) By 57 yeas to 17 nays (Vote No. 20), Senate agreed to a motion to request the attendance of absent Senators.

Page 2031

(3) By 57 yeas to 21 nays (Vote No. 21), Senate agreed to a motion to request the attendance of absent Senators.

Page 2037

(4) By 47 yeas to 1 nay (Vote No. 22), Senate agreed to a motion to request the attendance of absent Senators.

Page 2040

(5) By 45 yeas to 3 nays (Vote No. 23), Senate agreed to a motion to instruct the Sergeant at Arms to arrest absent Senators.

Page 2040

(6) By 51 yeas to 9 nays (Vote No. 24), Senate agreed to a motion to request the attendance of absent Senators.

Page 2042

(7) By 55 yeas to 36 nays (Vote No. 26), Senate agreed to a motion to request the attendance of absent Senators.

Page 2109

(8) By 51 yeas to 42 nays (Vote No. 27), Senate agreed to a motion to request the attendance of absent Senators.

Page 2111

(9) By 51 yeas to 41 nays (Vote No. 28), Senate agreed to a motion to request the attendance of absent Senators.

Page 2129

(10) By 47 yeas to 45 nays (Vote No. 29), Senate tabled a motion to reconsider Vote No. 23, listed above.

Page 2259

Rail Safety Improvement Act: Senate disagreed to the amendments of the House to S. 1539, to amend the Federal Railroad Safety Act of 1970, requested a conference with the House thereon, and appointed as conferees Senators Hollings, Exon, Adams, Danforth, and Kasten.

Page 2413

Nomination Confirmed: Senate confirmed the nomination of Tom C. Korologos, of Virginia, to be a Member of the United States Advisory Commission on Public Diplomacy.

Pages 2041, 2163

By unanimous vote of 64 yeas (Vote No. 25), Senate earlier agreed to a motion to go into executive session to consider the nomination.

Page 2043

Confirmed on Thursday, February 25:

Malcolm J. Howard, to be United States District Judge for the Eastern District of North Carolina.

Stephen M. Reasoner, to be United States District Judge for the Eastern District of Arkansas.

Rudy Lozano, to be United States District Judge for the Northern District of Indiana.

John E. Fryatt, to be United States Attorney for the Eastern District of Wisconsin.

Patrick J. Fiedler, to be United States Attorney for the Western District of Wisconsin.

Edgar W. Ennis, Jr., to be United States Attorney for the Middle District of Georgia.

Charles A. Banks, to be United States Attorney for the Eastern District of Arkansas.

Page 2414

Nominations Received: Senate received the following nominations:

Received on Thursday, February 25:

Alex R. Munson, to be Judge for the District Court for the Northern Mariana Islands.

Kenneth J. Beirne, of Virginia, to be an Assistant Secretary of Housing and Urban Development.

Hugh Kewitt, of Michigan, to be Deputy Director of the Office of Personnel Management.

4 Air Force nominations in the rank of general.

Page 2414

Messages From the President: Senate received the following messages from the President of the United States:

(1) Transmitting a report of the activities of the United States Government in the United Nations and its affiliated agencies during calendar year 1986; which was referred to the Committee on Foreign Relations. (PM-112)

(2) Transmitting the proposed "Superconductivity Competitiveness Act of 1988," to help translate U.S. leadership in science into leadership in international commerce; which was referred to the Committee on the Judiciary. (PM-113)

Page 2301

Received on Wednesday, February 24:

(3) Transmitting the 1987 Report of the United States Arms Control and Disarmament Agency; which was referred to the Committee on Foreign Relations. (PM-114)

(4) Transmitting the proposed "Truth in Federal Spending Act of 1988"; which was referred jointly to the Committee on the Budget and the Committee on Governmental Affairs. (PM-115)

Page 2303

Messages From the President: **Page 2301**

Messages From the House: **Page 2303**

Measures Referred: **Page 2304**

Measures Ordered Placed on Calendar: **Page 2304**

Statements on Introduced Bills: **Page 2315**

Amendments Submitted: **Page 2370**

Additional Cosponsors: **Page 2364**

Authority for Committees: **Page 2382**

Notices of Hearings: **Page 2381**

Additional Statements: **Page 2383**

Quorum Calls: Eight quorum calls were taken. (Total—11)

Pages 2007, 2131, 2036, 2039, 2042, 2109, 2111, 2129

Record Votes: Eleven record votes were taken. (Total—29)

Pages 2007, 2031, 2037, 2040, 2042, 2043, 2109, 2111, 2129, 2259

Recess: Senate convened on Tuesday, February 23, at 10 a.m., and recessed on Thursday, February 25, at 7:24 p.m., until 9 a.m., on Friday, February 26. (For Senate's program, see the remarks of Senator Byrd in today's proceedings on page 2414.)

Committee Meetings

(Wednesday, February 24)

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of Agriculture, receiving testimony from Richard E. Lyng, Secretary of Agriculture, Peter C. Myers, Deputy Secretary of Agriculture, and Steve Dewhurst, Director, Office of Budget and Program Analysis, Department of Agriculture.

Subcommittee will meet again on Tuesday, March 1.

1989 BUDGET

Committee on Appropriations: Committee held hearings on the President's proposed budget for fiscal year 1989, receiving testimony from James C. Miller III, Director, Office of Management and Budget.

Hearings continue on Tuesday, March 1.

INF TREATY

Committee on Armed Services: Committee continued hearings on the implications for the Alliance of the Intermediate-Range Nuclear Forces (INF) treaty, receiving testimony from Ambassador Maynard W. Glitman, Chief Negotiator on Intermediate-Range Nuclear Forces.

Hearings continue tomorrow.

Committee on Foreign Relations: Committee continued hearings on the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony from Henry A. Kissinger, former Secretary of State.

Hearings continue tomorrow.

Committee on Armed Services: Committee continued hearings on the implications for the Alliance of the Intermediate-Range Nuclear Forces (INF) treaty, receiving testimony from Frank J. Gaffney, Jr., former Deputy Assistant Secretary of Defense for Nuclear Forces and Arms Control Policy; Ambassador Evan G. Galbraith, former U.S. Ambassador to France; William R. Van Cleave, Southwest Missouri State University, Springfield; and receiving testimony on strategy and capabilities for NATO defense from Henry Kissinger, former Secretary of State and Assistant to the President for National Security Affairs.

Hearings continue tomorrow.

SOUTH PACIFIC TUNA ACT/FISHERMEN'S PROTECTIVE ACT

Committee on Commerce, Science, and Transportation: Committee concluded joint hearings with the National Ocean Policy Study on S. 1989, to provide for various measures in connection with the Treaty on Fisheries Between the Governments of Certain Pacific Island States and the United States, and S. 1695, to extend, under the Fishermen's Protective Act, provisions for certain reimbursements to owners of commercial fishing vessels seized by a foreign country, after receiving testimony from Edward E. Wolfe, Jr., Deputy Assistant Secretary of State for Oceans and Fisheries Affairs; William E. Evans, Assistant Administrator for Fisheries, and E. Charles Fullerton, Director, Southwest Region, Terminal Island, California, National Marine Fisheries Service, both of the National Oceanic and Atmospheric Administration, Department of Commerce; and David G. Burney, United States Tuna Foundation, and James P. Walsh, American Tuna Boat Association, both of Washington, DC.

VIETNAM WOMEN'S MEMORIAL PROJECT

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 2042, to authorize the Vietnam Women's Memorial Project, Inc., to construct a statue at the Vietnam Veterans Memorial in honor and recognition of the women of the United States who served in the Vietnam conflict, after receiving testimony from Senator Durenberger; William Penn Mott, Jr., Director, National Park Service, and J. Carter Brown, Chairman, Commission of Fine Arts, both of the Department of the Interior; Reginald W. Griffith, Executive Director, National Capital Planning Commission; John P. Wheeler, III, Chairman, Vietnam Veterans Memorial Fund, Inc., E. Philip Riggin, The American Legion, James N. Magill, Veterans of Foreign Wars of the United States, Richard F. Schultz, Disabled Vietnam Veterans, Mary R. Stout, The Vietnam Veterans of America, Inc., and Robert W. Doubek, all of Washington, DC; Donna-Marie Boulay, Vietnam Women's Memorial Project, Minneapolis, Minnesota; Evangeline Jamison, Walnut Creek, California; Karen K. Johnson, Little Rock, Arkansas; Maya Lin, New York, New York; Mary Evelyn Bane and Diane B. Stoy, both of Arlington, Virginia; Donald W. Kilgus, Alexandria, Virginia; and Shelley S. Mastran, Great Falls, Virginia.

GROUND-WATER MANAGEMENT

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure held joint hearings with the Subcommittee on Hazardous Wastes and Toxic Substances on S. 20, S. 1105, and H.R. 791, bills to provide for the protection of groundwater through State standards, planning, and research activities, receiving testimony from Lee Thomas, Administrator, and Lawrence J. Jensen, Assistant Administrator for Water, both of the U.S. Environmental Protection Agency; James W. Ziglar, Assistant Secretary of the Interior for Water and Science; Harold Reheis, on behalf of Association of State and Interstate Water Pollution Control Administration, and John Morris, Interstate Conference on Water Policy, both of Washington, DC; Craig Bell, Western States Water Council, Salt Lake City, Utah, and Thomas J. Buchanan, Reston, Virginia, on behalf of American Waterworks Association.

Hearings were recessed subject to call.

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on the Federal Reserve's first report on the conduct of monetary policy for 1988, receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

Hearings continue tomorrow.

ARCTIC NATIONAL WILDLIFE REFUGE

Committee on Energy and Natural Resources: Committee resumed consideration of proposed legislation relating to the Arctic National Wildlife Refuge, but did not complete action thereon, and will meet again tomorrow.

INF TREATY

Committee on Foreign Relations: Committee continued hearings on the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony from Senator Byrd.

Hearings continue tomorrow.

HATCH ACT AMENDMENTS

Committee on Governmental Affairs: Committee began hearings on H.R. 3400, to provide for participation of Federal employees in political activities, receiving testimony from Senators DeConcini and Mikulski; Representatives Clay, Horton and Taylor; Constance Horner, Director, Office of Personnel Management; Mary Wieseman, Special Counsel, Merit Systems Protection Board; John C. Keeney, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Ron Swisher, National League of Postmasters, Earl W. Ogle, National Association of Postmasters of the United States, and Dallas N. Fields, National Rural Letter Carriers Association, all of Alexandria, Virginia; and Rubin Handelman, National Association of Postal Supervisors, Joseph L. Fisher and Ray Kline, both of the National Academy of Public Administration, Ann McBride, Common Cause, C.A. Howlett, U.S. Chamber of Commerce, Morton Halperin and Anthony Califa, both of the American Civil Liberties Union, Vincent R. Sombrotto and Steve Trower, both of the National Association of Letter Carriers, and Moe Biller, American Postal Workers Union, all of Washington, DC.

Hearings continue tomorrow.

Committee on Governmental Affairs: Committee concluded hearings on H.R. 3400, to provide for participation of Federal employees in political activities, after receiving testimony from Gerald McEntee, American Federation of State, County, and Municipal Employees, Kenneth T. Blaylock, American Federation of Government Employees, James M. Peirce, National Federation of Federal Employees, Robert Tobias, National Treasury Employees Union, Edward L. Murphy, National Association of Government Employees, John E. Tarburton, American Farm Bureau Federation, Jim T. Bland, Federal Bar Association, and Adele Spielberger, Federal Executives Institute Alumni Association, all of Washington, DC; and Julie Tagen, Federal Managers Association, Arlington, Virginia.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Paul R. Michel, of Virginia, to be a U.S. Circuit Judge for the Federal Circuit, Malcolm J. Howard, to be U.S. District Judge for the Eastern District of North Carolina, Rudy Lozano, to be U.S. District Judge for the Northern District of Indiana, Stephen M. Reasoner, to be U.S. District Judge for the Eastern District of Arkansas, John E. Fryatt, to be U.S. Attorney for the Eastern District of Wisconsin, Patrick J. Fiedler, to be U.S. Attorney for the Western District of Wisconsin, Edgar W. Ennis, Jr., to be U.S. Attorney for the Middle District of Georgia, and Charles A. Banks, to be U.S. Attorney for the Eastern District of Arkansas;

S.J. Res. 199, to designate the month of May 1988 as "Trauma Awareness Month";

S.J. Res. 212, to designate the week of May 8–14, 1988, as "National Tuberous Sclerosis Awareness Week";

S.J. Res. 227, to emphasize that May 1, 1988, is "Law Day U.S.A." and express gratitude for law enforcement personnel;

S.J. Res. 229, to designate April 1, 1988, as "Run to Daylight Day";

S.J. Res. 234, to designate the week of April 17–23, 1988, as "Crime Victims Week";

S.J. Res. 237, to designate May 1988 as "Neurofibromatosis Awareness Month";

S.J. Res. 240, to designate the week of May 16–22, 1988, as "National Safe Kids Week";

S.J. Res. 244, to designate the month of April 1988 as "National Know Your Cholesterol Month";

S.J. Res. 247, to authorize the President to proclaim the last Friday of April 1988 as "National Arbor Day";

S.J. Res. 249, to designate June 14, 1988, as "Baltic Freedom Day";

S.J. Res. 250, to designate the week of May 8–14, 1988, as "National Osteoporosis Prevention Week of 1988";

S.J. Res. 251, to designate March 4, 1988, as "Department of Commerce Day", with an amendment;

S.J. Res. 252, to designate the week of June 5–11, 1988, as "National NHS Neighbor Works Week";

S.J. Res. 254, to designate the week of May 15–21, 1988, as "National Rural Health Awareness Week";

S.J. Res. 255, to designate the week of April 24–30, 1988, as "National Organ and Tissue Donor Awareness Week";

S.J. Res. 257, to designate March 21, 1988, as "Afghanistan Day";

S.J. Res. 260, to designate the week of April 10–16, 1988, as "National Child Care Awareness Week";

S.J. Res. 262, to designate the month of March 1988 as "National Women's History Month";

S.J. Res. 59, to designate the month of May 1988 as "Foster Care Month", with an amendment;

S.J. Res. 147, to designate the week beginning on the third Sunday of September in 1988 as "National Adult Care Center Week", with an amendment;

S.J. Res. 253, to designate April 9, 1988, and April 9, 1989, as "National Former Prisoner of War Recognition Day", with an amendment;

S. 1609, to provide relief for James P. Purvis; and

S. 1611, to revise the numerical limitation and preference system for immigrant admissions, with an amendment in the nature of a substitute.

Also, the committee ordered reported, without recommendation, the nomination of Susan W. Liebeler, of California, to be a U.S. Circuit Judge for the Federal Circuit.

CHILD ABDUCTION

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on S. 1347, to facilitate implementation of the 1980 Hague Convention on the Civil Aspects of International Child Abduction, after receiving testimony from Senator Dixon; Peter H. Pfund, Assistant Legal Advisor for Private International Law, Department of State; Kevin R. Jones, Deputy Assistant Attorney General, Assistant Attorney General for Legal Policy, Department of Justice; Patricia M. Hoff, Rockville, Maryland, on behalf of the American Bar Association's Child Custody Committee Section of Family Law; David W. Lloyd, National Center for Missing and Exploited Children, Washington, DC; and Phillip Schwartz, American Academy of Matrimonial Lawyers, Arlington, Virginia.

EARLY CHILDHOOD DEVELOPMENT

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation to provide early childhood education benefits, after receiving testimony from New York Governor Mario M. Cuomo, Albany; Minnesota Governor Rudolph G. Perpich, St. Paul; New Jersey Governor Thomas H. Kean, Trenton; Michigan Governor James J. Blanchard, Lansing; and Richard Riley, former Governor of South Carolina, Columbia.

INDIAN PARTICIPATION IN GOVERNMENT PROCUREMENT CONTRACTING

Select Committee on Indian Affairs: Committee concluded oversight hearings to review the barriers to Indian participation in government procurement contracting, after receiving testimony from Hawaii Governor John Waihe'e, Ilima Pi'ianaia, Department of Hawaiian Home Lands, Myron Thompson, Alu Like, Inc., and Murray Towill, all of Honolulu, Hawaii; Conrad Edwards, Council for Tribal Employment Rights, Seattle, Washington; Steve Stallings, United Indian Development Association, El Monte, California; Carl McKay, Devils Lake Sioux Tribe, Fort Trotten, North Dakota; Ronald J. Solimon, Laguna Industries, Inc., Laguna, New Mexico; Steven A. Johnson, Kootznoowoo, Inc., Angoon, Alaska; Jim Sloan, Raytheon Services, Burlington, Massachusetts; and Herbert E. Ennis, Brunswick Corporation, Skokie, Illinois.

CISPES—FBI INQUIRY

Select Committee on Intelligence: Committee held hearings to review the conduct of the Federal Bureau of Investigation inquiry into activities of the Committee in Solidarity with the People of El Salvador (CISPES), receiving testimony from Oliver B. Revell, Executive Assistant Director of Investiga-

Director, Melbourne Roach, Associate Director for Administration and Management, and Bill Pearson, Associate Director, Office of Environmental Health and Engineering, all of the Indian Health Service, Health Resources and Services Administration, Department of Health and Human Services; Ross O. Swimmer, Assistant Secretary of the Interior for Indian Affairs; John Sam, Director, Office of Indian Programs, Department of Education; James E. Baugh, General Deputy Assistant Secretary of Housing and Urban Development for Public and Indian Housing; Bert Steeves, Hunter Health Clinic, St. Paul, Minnesota, on behalf of the American Indian Health Care Association; Judy Knight, Council of Energy Resource Tribes, Denver, Colorado; Joseph A. Myers, National Indian Justice Center, Petaluma, California; Robert L. Miller, Intertribal Agriculture Council, Beggs, Oklahoma; Carmen Taylor and Dan Wiesen, both of the National Indian School Board Association, Fort Worth, Texas; Edward Parisien, National Indian Education Association, Box Elder, Montana; and Janine Pease Wendyboy, American Indian Higher Education Consortium, Virginia Spencer, National American Indian Housing Council, and Suzan Shown Harjo, representing the Health Committee of the National Congress of American Indians, all of Washington, DC.

INF TREATY

Select Committee on Intelligence: Committee resumed closed hearings on the provisions of the Treaty Between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony from officials of the intelligence community.

Hearings continue on Wednesday, March 2.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 3987 and 3988; and 4 resolutions, H.J. Res. 466 and 467, and H. Res. 383 and 384 were introduced.

Page 1974

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 1958

National Economic Commission: The Minority Leader appointed the following individuals on the part of the House to the National Economic Commission: Representative Frenzel; and, from private life, Mr. Donald R. Rumsfeld of Wilmette, Illinois.

Page 1958

Suspensions: House voted to suspend the rules and pass the following bills:

H.R. Gross building: H.R. 3689, to designate the United States Post Office Building located at 300 Sycamore Street in Waterloo, Iowa, as the "H.R. Gross Post Office Building"; and

Page 1960

Agricultural credit technical corrections: H.R. 3980, amended, to make technical corrections in the Agricultural Credit Act of 1987. Agreed to amend the title.

Page 1962

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 12 p.m. and adjourned at 12:54 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on U.S. Court of Appeals for the Federal Circuit; Court of International Trade; Administrative Office of the U.S. Courts; and on Federal Judicial Center. Testimony was heard from Howard T. Markey, Chief Judge, U.S. Court of Appeals for Federal Circuit; Edward D. Re, Chief Judge, Court of International Trade; L. Ralph Mecham, Director, Administrative Office of the U.S. Courts; and John C. Godbolt, Director, Federal Judicial Center.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Corps of Engineers-Ohio River Division; Missouri River Division; and on Southwestern Division. Testimony was heard from the following officials of the Corps of Engineers, Department of the Army: Col. Ernest J. Harrell, Division Engineer, Ohio River Division; Brig. Gen. Robert H. Ryan, Division Engineer, Missouri River Division; and Brig. Gen. Robert C. Lee, Division Engineer, Southwestern Division.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Office of Consumer Affairs; Consumer Information Center; American Battle Monuments Commission; and on Cemeterial Expenses, Department of the Army. Testimony was heard from Virginia H. Knauer, Special Adviser to the President for Consumer Affairs and Director, Office of Consumer Affairs, Department of Health and Human Services; Teresa N. Nasif, Director, Consumer Information Center, GSA; Maj. Gen. A.J. Adams, USA, Secretary, American Battle Monuments Commission; and John S. Doyle, Jr., Principal Deputy Assistant Secretary, Civil Works, Department of the Army.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Secretary of Energy. Testimony was heard from John S. Herrington, Secretary of Energy.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Secretary of Health and Human Services. Testimony was heard from Otis R. Bowen, Secretary, Health and Human Services.

CLASSIFIED BRIEFING

Committee on Armed Services: Met in executive session to receive a classified 1987 Joint Chiefs of Staff net assessment briefing. The Committee was briefed by Col. James Sims, Chief, Politico-Military Analysis, J8, Joint Chiefs of Staff, Department of Defense.

SPECIAL OPERATIONS AND LOW-INTENSITY CONFLICT REPORT

Committee on Armed Services: Subcommittee on Readiness, Special Operations Panel held a hearing to review the President's special operations and low-intensity conflict report. Testimony was heard from Richard L. Armitage, Assistant Secretary, International Security Affairs, Department of Defense; and John M. Collins, Senior Specialist, International Affairs and National Defense, Congressional Research Service, Library of Congress.

CONDUCT OF MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Held a hearing on the Conduct of Monetary Policy. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

DAVIS-BACON ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on issues relating to the Davis-Bacon Act. Testimony was heard from J. Michael Dorsey, General Counsel, Department of Housing and Urban Development; and public witnesses.

STATE HOUSING INITIATIVES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on state housing initiatives and the federal responsibility for meeting our Nation's needs. Testimony was heard from William A. O'Neill, Governor, State of Connecticut.

TRADE AGREEMENT BETWEEN U.S. AND CANADA

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on U.S.-Canadian Free Trade Agreement. Testimony was heard from Louis Laun, Assistant Secretary, International Economic Policy, Department of Commerce; Alan F. Holmer, Deputy U.S. Trade Representative; and public witnesses.

CLEAN AIR ACT AMENDMENTS AND ACID DEPOSITION CONTROL ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued markup of the Clean Air Act Amendments of 1987 and the Acid Deposition Control Act.

Will continue tomorrow.

ELECTIONS IN EL SALVADOR

Committee on Foreign Affairs: Ordered reported H. Con. Res. 249, expressing confidence that the people of El Salvador will reject efforts to disrupt the election to be held in that country on March 20, 1988, and will avail themselves of the opportunity to vote in that election.

U.S. CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS AND PROPOSED REPROGRAMMINGS

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on International Operations held a joint hearing on U.S. contributions to International Organizations and proposed reprogrammings for fiscal years 1988 and 1989 request. Testimony was heard from the following officials of the Department of State: Richard S. Williamson, Assistant Secretary, Bureau of International Organization Affairs; and S. Vogelgesang, Deputy Assistant Secretary, International Organization Affairs.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and considered funding requests for the following Committees: House Administration, H.I.S., Permanent Select Intelligence, Standards of Official Conduct, Education and Labor, Agriculture, and Judiciary.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held an oversight hearing on fiscal year 1989 budget for the National Park Service and Pennsylvania Avenue Development Corporation. Testimony was heard from William Penn Mott, Jr., Director, National Park Service, Department of the Interior; M.J. Brodie, Executive Director, Pennsylvania Avenue Development Corporation; and public witnesses.

TO AUTHORIZE THE LINING OF THE ALL-AMERICAN CANAL

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on legislation to authorize the lining of the All-American Canal. Testimony was heard from C. Dale Duvall, Commissioner, Bureau of Reclamation, Department of the Interior; and public witnesses.

OCEAN DUMPING OF SEWAGE SLUDGE

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment held a joint hearing on ocean dumping of sewage sludge. Testimony was heard from Senators Roth, D'Amato, and Lautenberg; Representatives Howard, Roukema, and Courter; Christopher Daggett, Regional Administrator, EPA; Thomas Kean, Governor, State of New Jersey; Ed Koch, Mayor, New York City; and public witnesses.

COMMITTEE BUSINESS

Committee on Rules: Met and approved pending committee business.

R&D POSTURE

Committee on Science, Space, and Technology: Held a posture hearing on the R&D budget for fiscal year 1989. Testimony was heard from William R. Graham, Jr., Science Advisor to the President and Director, Office of Science and Technology Policy.

SMALL BUSINESS INVESTMENT COMPANY AND SMALL BUSINESS INVESTMENT PROGRAMS; CORPORATION FOR SMALL BUSINESS INVESTMENT CHARTER ACT

Committee on Small Business: Subcommittee on SBA and the General Economy held a hearing on the Small Business Investment Company and Minority Enterprise Small Business Investment Company programs and on H.R. 3392, Corporation for Small Business Investment Charter Act. Testimony was heard from public witnesses.

Hearings continue February 25.

TAX RETURN FILING SEASON

Committee on Ways and Means: Subcommittee on Oversight held a hearing on 1988 tax return filing season. Testimony was heard from Lawrence B. Gibbs, Jr., Commissioner, IRS, Department of the Treasury; and from the following officials of the GAO: Jennie S. Stathis, Director, General Government Division; and James R. Watts, Associate Director, Information Management and Technology Division.

CHILD SUPPORT ENFORCEMENT PROGRAM

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on the Child Support Enforcement program. Testimony was heard from Robert C. Harris, Associate Deputy Director, Office of Child Support Enforcement, Department of Health and Human Services; Joseph F. Delfico, Senior Associate Director, Human Resources Division, GAO; and public witnesses.

Hearings continue February 25.

Joint Meeting

DISABLED AMERICAN VETERANS

Joint Hearing: Senate Committee on Veterans' Affairs held joint hearings with the House Committee on Veterans' Affairs, to review legislative priorities of the Disabled American Veterans, receiving testimony from Gene A. Murphy, Sioux Falls, South Dakota, National Commander, Disabled American Veterans.

Committees will meet again tomorrow.

◆◆◆◆◆◆◆◆◆◆◆

Wednesday, February 24, 1988

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 3989–4013; and 12 resolutions, H.J. Res. 468–474, H. Con. Res. 250 and 251, and H. Res. 385–387 were introduced. **Page 2460**

Late Report: Committee on Rules received permission to have until midnight tonight to file a certain privileged report. **Page 2437**

U.S.-Mexico Interparliamentary Group: The Speaker appointed as members of the United States delegation of the Mexico-United States Interparliamentary Group for the second session of the 100th Congress the following Members on the part of the House: Representatives de la Garza (Chairman), Yatron (Vice Chairman), Gibbons, Rangel, Miller of California, Gejdenson, Coleman of Texas, Lagomarsino, Dreier of California, DeLay, Gilman, and Goodling. **Page 2438**

Congressional Award Board: It was announced that the Minority Leader appointed the following individuals from private life to the Congressional Award Board on the part of the House: George R. Layne of Fairfax Station, Virginia, Santee C. Riffin, Jr. of Reston, Virginia, and Murriel F. Price of Fairfax, Virginia; vice Roberta Van Der Voort of Kansas City, Missouri, John G. McMillan of Washington, DC, and W. Clement Stone of Chicago, Illinois, resigned. **Page 2438**

Presidential Messages: Read the following messages from the President:

U.S. participation in U.N.: Message wherein he transmits a report on the activities of the United States Government in the United Nations and its affiliated agencies during the calendar year 1986—referred to the Committee on Foreign Affairs; and **Page 2439**

Superconductivity competitiveness: Message wherein he transmits proposed legislation entitled the "Superconductivity Competitiveness Act of 1988"—referred to the Committee on the Judiciary, the Committee on Science, Space, and Technology, and the Committee on Government Operations and ordered printed (H. Doc. 100–169). **Page 2439**

El Salvador Election: House agreed to H. Con. Res. 250, expressing confidence that the people of El Salvador will reject efforts to disrupt the election to be held in that country on March 20, 1988, and will avail themselves of the opportunity to vote in that election. **Page 2442**

Korean Air Lines Bombing: By a yea-and-nay vote of 396 yeas, Roll No. 11, the House agreed to H. Con. Res. 246, condemning the bombing by North Korean agents of Korean Air Lines flight 858. **Page 2445**

Presidential Messages: Received and read the following messages from the President:

Truth in spending: Message wherein he transmits proposed legislation entitled the "Truth in Federal Spending Act of 1988"—referred to the Committee on Rules and the Committee on Government Operations and ordered printed (H. Doc. 100–170); and **Page 2451**

Arms control and disarmament: Message wherein he transmits the 1987 report of the United States Arms Control and Disarmament Agency—referred to the Committee on Foreign Affairs. **Page 2452**

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 2451. There were no quorum calls.

Adjournment: Met at 2 p.m. and adjourned at 3:52 p.m.

Committee Meetings

HUNGER EMERGENCY

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition and the Domestic Task Force of the Select Committee on Hunger held a joint hearing on hunger emergency. Testimony was heard from Representatives Vento, Edwards of California, Jeffords and Stangeland; John Bode, Assistant Secretary, Food and Consumer Services, USDA; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Courts of Appeals, District Court and Other Judicial Services. Testimony was heard from the following Judges of the U.S. Court of Appeals: Richard S. Arnold, Eighth Circuit; and Thomas J. Meskill, Second Circuit.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Corps of Engineers—Lower Mississippi Valley Division; New England Division; and on Pacific Ocean Division. Testimony was heard from the following officials of the Corps of Engineers, Department of the Army: Maj. Gen. Thomas A. Sands, Division Engineer and President, Mississippi River Commission; Col. Thomas A. Rhen, Division Engineer, New England Division; and Brig. Gen. Arthur E. Williams, Division Engineer, Pacific Ocean Division.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Consumer Product Safety Commission. Testimony was heard from Terrence Scanlon, Chairman, Consumer Product Safety Commission.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Secretary of the Interior. Testimony was heard from Donald Paul Hodel, Secretary of the Interior.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Secretary of Transportation. Testimony was heard from James Burnley IV, Secretary of Transportation.

DOD BUDGET REQUEST

Committee on Armed Services: Held a hearing on the fiscal year 1989 Department of Defense budget request. Testimony was heard from the following officials of the Department of Defense: Frank C. Carlucci, Secretary; and Adm. William J. Crowe, Jr., Chairman, Joint Chiefs of Staff.

U.S. SPECIAL OPERATIONS COMMAND

Committee on Armed Services: Subcommittee on Readiness, Special Operations Panel held a hearing on the U.S. Special Operations Command. Testimony was heard from Gen. J.J. Lindsay, Commander in Chief, Special Operations Command.

HOME EQUITY LOAN CONSUMER PROTECTION ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage approved for full Committee action amended H.R. 3011, Home Equity Loan Consumer Protection Act of 1987.

INDIAN PUBLIC HOUSING PROGRAM

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on issues relating to the Indian public housing program and on H.R. 3927, to amend the U.S. Housing Act of 1937 to establish a separate program to provide housing assistance for Indians and Alaska Natives. Testimony was heard from James Baugh, Deputy Assistant Secretary, Public and Indian Housing, Department of Housing and Urban Development; and public witnesses.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1989 budget proposals. Testimony was heard from Beryl W. Sprinkel, Chairman, Council of Economic Advisers; Roland Vatour, Under Secretary, Small Community and Rural Development, USDA; J. Allen Wampler, Assistant Secretary, Fossil Energy, Department of Energy; Mary Rose, Deputy Under Secretary, Management, Department of Education; and public witnesses.

Hearings continue tomorrow.

PETROLEUM MARKETING PRACTICES ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on H.R. 1842, Petroleum Marketing Practices Act Amendments of 1987. Testimony was heard from public witnesses.

CLEAN AIR ACT AMENDMENTS AND ACID DEPOSITION CONTROL ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued markup of the Clean Air Act Amendments of 1987 and the Acid Deposition Control Act.

DOCUMENTS FROM FTC

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing to receive documents from the FTC in response to a subpoena. Testimony was heard from Terry Calvani, Commissioner, FTC.

HEARING AID COMPATIBILITY ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 2213, Hearing Aid Compatibility Act of 1987. Testimony was heard from Representative Mavroules; and public witnesses.

REFUGEE CRISIS IN SOUTHEAST ASIA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on the refugee crisis in Southeast Asia. Testimony was heard from the following officials of the Department of State: Gaston Sigur, Assistant Secretary, East Asian and Pacific Affairs; Jonathan Moore, U.S. Coordinator for Refugees; and William Brown, Ambassador to Thailand; and public witnesses.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and considered funding requests for the following Committees: Ways and Means, Post Office and Civil Service, Foreign Affairs, Small Business, Rules, District of Columbia, and Science, Space, and Technology.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: S. 858, to establish the title of States in certain abandoned shipwrecks; and S. 90, amended, Big Cypress National Preserve Addition.

COURT REFORM AND ACCESS TO JUSTICE ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice continued hearings on H.R. 3152, Court Reform and Access to Justice Act of 1987. Testimony was heard from Abner J. Mikva, Judge, D.C. Circuit Court of Appeals; Patrick Higginbotham, Judge, 5th Circuit Court of Appeals; and a public witness.

FIREARMS WHICH ESCAPE DETECTION AT AIRPORT SECURITY CHECKPOINT

Committee on the Judiciary: Subcommittee on Crime continued hearings on the following bills: H.R. 975, to provide for a waiting period before the sale, delivery or transfer of a handgun; and H.R. 155, to prohibit the manufacture and importation of not readily detectable firearms, to prohibit the transfer and possession of silencers, and to provide for a waiting period before purchase of a handgun. Testimony was heard from public witnesses.

OVERSIGHT—ANTITRUST DIVISION

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight and authorization hearing on the Antitrust Division of the Department of Justice. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported amended the following bills: H.R. 1260, National Seabed Hard Minerals Act; H.R. 2032, to authorize the conveyance of the Liberty ship *Protector;* and H.R. 1430, to authorize decorations, medals, and other recognition for service in the United States Merchant Marine.

The Committee also began markup of H.R. 1841, Commercial Fishing Industry Vessel Safety and Compensation Act of 1987.

COASTAL PLAIN OF THE ARCTIC NATIONAL WILDLIFE REFUGE

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on environmental pollution issues associated with proposed oil exploration and development on the coastal plain of the Arctic National Wildlife Refuge. Testimony was heard from Larry Dietrick, Director, Department of Environmental Conservation, State of Alaska; and public witnesses.

ASSISTANCE TO SUPPORT THE PEACE PROCESS IN CENTRAL AMERICA

Committee on Rules: Heard testimony from Representatives Obey, Bonior of Michigan, Michel, Cheney and Edwards of Oklahoma but took no action on a proposal to provide assistance to support the Peace Process in Central America.

NATIONAL TECHNICAL INFORMATION SERVICE PRIVATIZATION PROPOSAL

Committee on Science, Space and Technology: Subcommittee on Science Research and Technology held a hearing on Natural Technical Information Service privatization proposal. Testimony was heard from public witnesses.

SMALL BUSINESS TIMBER SALE SET ASIDE PROGRAM PROPOSED CHANGES

Committee on Small Business: Subcommittee on Energy and Agriculture held a hearing to review USDA's proposed changes to the Small Business Timber Sale Set-Aside program. Testimony was heard from George Leonard, Associate Chief, Forest Service, USDA; Monica Harrison, Associate Administrator, Procurement Assistance, SBA; and public witnesses.

LEGISLATIVE PRIORITIES

Committee on Veterans' Affairs: Held a hearing to review legislative priorities of the Paralyzed Veterans of America, the Veterans of World War I, the Blinded Veterans Association, and the Military Order of the Purple Heart. Testimony was heard from John H. Michaels, National President, Paralyzed Veterans of America; James G. King, National Commander, Veterans of World War I; David M. Szumowski, National President, Blinded Veterans Association; and Donald L. Skinder, National Commander, Military Order of the Purple Heart.

CENSUS AND HOUSING DATA FOR THE ELDERLY

Select Committee on Aging: and the Subcommittee on Housing and Consumer Interests held a joint hearing on the "1990 Census and Housing Data for the Elderly: Can We Count on It?" Testimony was heard from Joseph R. Wright, Deputy Director, OMB; and public witnesses.

INTELLIGENCE OVERSIGHT ACT

Permanent Select Committee on Intelligence: Subcommittee on Legislation held a hearing on H.R. 3822, Intelligence Oversight Act of 1987. Testimony was heard from Representative Hamilton; William H. Webster, Director, CIA; and public witnesses.

U.S. FOOD AID PROGRAMS

Select Committee on Hunger: International Task Force held a hearing on "U.S. Food Aid Programs Meeting the Needs". Testimony was heard from Thomas Reese, Director, Office of Food for Peace, AID, U.S. International Development Cooperation Agency; Glenn Whiteman, Deputy Assistant Administrator, Foreign Agriculture Service, USDA; and public witnesses.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, February 25, 1988

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 4014–4033; 1 private bill, H.R. 4034; and 3 resolutions, H.J. Res. 475 and 476, and H. Res. 388 were introduced.
Page 2525

Journal: By a yea-and-nay vote of 272 yeas to 107 nays with 1 voting "present", Roll No. 12, the

House approved the Journal of Wednesday, February 24.

Page 2503

Quorum Call—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 2503. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 1:54 p.m.

Committee Meetings

U.S./CANADIAN FREE TRADE AGREEMENT

Committee on Agriculture: Held a hearing on the U.S./Canadian Free Trade Agreement. Testimony was heard from Richard Lyng, Secretary of Agriculture; Clayton Yeutter, U.S. Trade Representative; and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on the Secretary of Defense. Testimony was heard from the following officials of the Department of Defense: Frank C. Carlucci, Secretary; and Adm. William J. Crowe, Jr., USN, Chairman, Joint Chiefs of Staff.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Corps of Engineers—South Pacific Division; North Pacific Division; North Central Division; and on North Atlantic Division. Testimony was heard from the following officials of the Corps of Engineers, Department of the Army: Gen. Patrick J. Kelly, Division Engineer, South Pacific Division; Maj. Gen. Mark J. Sisinyak, Division Engineer, North Pacific Division; Brig. Gen. Theodore Vander Els, Division Commander, North Central Division; and Brig. Gen. Charles E. Williams, Division Engineer, North Atlantic Division.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on National Credit Union Administration; and on the National Institute of Building Sciences. Testimony was heard from Elizabeth F. Burkhart, Vice Chairman, National Credit Union Administration; and the following officials of the National Institute of Building Sciences: MacDonald Becket, Chairman of the Board, and Gene C. Brewer, President Emeritus.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued appropriations hearings. Testimony was heard from public witnesses.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the Secretary of Labor. Testimony was heard from Ann McLaughlin, Secretary of Labor.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Gen. Russell E. Dougherty, USAF (Ret.), Chairman, senior Military School Review Board, former Commander in Chief, Strategic Air Command.

DOD SPECIAL ACCESS PROGRAMS

Committee on Armed Services: Subcommittee on Investigations held a hearing on policies regarding Department of Defense special access programs. Testimony was heard from the following officials of the GAO: Thomas O'Connor and Doyle Reedy; and Brig. Gen. Joseph K. Glenn, Director, Special Programs, Office of the Under Secretary for Acquisition, Department of Defense.

WARTIME MEDICAL READINESS

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on wartime medical readiness, including the Department of Defense Medical Readiness Strategic Plan. Testimony was heard from the following officials of the Department of Defense: Dr. William Mayer, Assistant Secretary, Health Affairs; Lt. Gen. Q.H. Becker, Surgeon General of the Army; VAdm. James A. Zimble, Surgeon General of the Navy; and Lt. Gen. Murphy A. Chesney, Surgeon General of the Air Force.

EFFECTIVENESS OF THE NAVAL AUDIT SERVICE

Committee on Armed Services: Subcommittee on Readiness held a hearing on the effectiveness of the Naval Audit Service. Testimony was heard from John J. Adair, Associate Director, Accounting, Finance and Management Division, GAO; from the following officials of the Department of Defense: June Gibbs Brown, Inspector General; and Lyle Shaffer, Auditor General of the Navy; and public witnesses.

CLASSIFIED BRIEFING

Committee on Armed Services: Subcommittee on Research and Development met in executive session to receive a briefing on defense budget issues. The Subcommittee was briefed by staff members.

RECAPITALIZATION OF THE EXPORT-IMPORT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Finance, Trade and Monetary Policy held a hearing on the recapitalization of the Export-Import Bank. Testimony was heard from John A. Bohn, Jr., President and Chairman, Export-Import Bank; Frederick D. Wolf, Director, Accounting and Financial Management Division, GAO; James L. Blum, Acting Director, CBO; and public witnesses.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1989 budget proposals. Testimony was heard from Otis R. Bowen, Secretary of Health and Human Services.

Hearings continue March 1.

ACT FOR BETTER CHILD CARE SERVICES

Committee on Education and Labor: Subcommittee on Human Resources held a hearing on H.R. 3660, Act for Better Child Care Services of 1987. Testimony was heard from public witnesses.

CHILDREN: INVESTING IN THE FUTURE

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the report "Children: Investing in the Future". Testimony was heard from the following officials of the Office of Technology Assessment: Dr. Roger C. Herdman, Assistant Director, Health and Life Sciences; and Judith Wagner, Senior Associate.

REAUTHORIZATION OF AMTRAK

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials held a hearing on the reauthorization of Amtrak, and to review the Administration's proposal to dismantle the Railroad. Testimony was heard from John Riley, Administrator, Federal Railroad Administration, Department of Transportation; W. Graham Claytor, Jr., President and Chairman of the Board, Amtrak; and public witnesses.

FOREIGN POLICY EXPORT CONTROL REPORT

Committee on Foreign Affairs: Held a hearing on the Secretary of Commerce's Report on Foreign Policy Export Control. Testimony was heard from C. William Verity, Secretary of Commerce.

AFGHANISTAN

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs concluded hearings on Afghanistan. Testimony was heard from Robert Peck, Deputy Assistant Secretary, Near East and South Asian Affairs, Department of State; and Vincent Cannistraro, Assistant to the Assistant Secretary, International Security Affairs, Department of Defense.

U.S. SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East continued hearings on the U.S.-Soviet Relations, with emphasis on Nationality Issues. Testimony was heard from public witnesses.

RECENT DEVELOPMENTS IN THE UNITED NATIONS SYSTEM

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on International Operations held a joint hearing on Recent Developments in the United Nations System. Testimony was heard from Vernon A. Walters, U.S. Permanent Representative to the United Nations; and Richard S. Williamson, Assistant Secretary, Bureau of International Organization Affairs, Department of State.

U.S./CANADA FREE TRADE AGREEMENT

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Western Hemisphere Affairs held a joint hearing on the U.S./Canada Free Trade Agreement. Testimony was heard from William F. Martin, Deputy Secretary, Department of Energy; Allen Wallis, Under Secretary, Economic Affairs, Department of State; Louis Laun, Assistant Secretary, International Economic Policy, Department of Commerce; Alan F. Holmer, Deputy U.S. Trade Representative; and Ann Veneman, Associate Administrator, Foreign Agricultural Service, USDA.

REAL ESTATE APPRAISAL REFORM ACT

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs continued hearings on H.R. 3675, Real Estate Appraisal Reform Act of 1987. Testimony was heard from public witnesses.

Hearings continue March 2.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met to consider funding requests for the following Committees: Energy and Commerce; Banking, Finance and Urban Affairs; Small Business; Public Works and Transportation; Foreign Affairs; and Armed Services.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs concluded oversight hearings on the Administration's fiscal year 1989 budget proposals regarding the insular areas. Testimony was heard from Mark S. Hayward, Deputy Assistant Secretary, Territorial and International Affairs, Department of the Interior; from the following officials of Guam: Joseph F. Ada, Governor; Franklin J. Quitugua, Speaker; Frank Santos, Chairman, Committee on Federal, Foreign and Legal Affairs, and Marilyn D. A. Manibusan, Senator, all with the Legislature; Alexander A. Farrelly, Governor, Virgin Islands; from the following officials of American Samoa: A.P. Lutali, Governor; and Tuana'itau Tuia, Speaker, House of Representatives; from the following officials of the Northern Mariana Islands: Pedro P. Tenorio, Governor; Pedro R. Guerrero, Speaker, House of Representatives; and Joseph S. Inos, Chairman, Senate Committee on Fiscal Matters; Franz Reksid, Minister of Administration, Palau; Jesse Marehalau, Representative to the United States, Federated States of Micronesia; and Wilfred Kendall, Representative to the United States, Marshall Islands.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a oversight hearing on fiscal year 1989 budget for the Forest Service, the Advisory Council on Historic Preservation and U.S. International Council on Monuments and Sites. Testimony was heard from Dale Robertson, Chief, Forest Service, USDA; Robert Bush, Executive Director, Advisory Council on Historic Preservation; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Intergovernmental Relations approved for full Committee action the following measures: H.R. 3971, amended, International Child Abduction Remedies Act; and a clean measure to be introduced in lieu of H.J. Res. 352, to amend the Washington Metropolitan Area Transit Regulation Compact.

The Subcommittee also considered private claims bills.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued oversight and authorization hearings on the Antitrust Division of the Department of Justice. Testimony was heard from public witnesses.

Hearings continue March 3.

BUDGET REQUEST

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing to review the Administration's fiscal year 1989 budget request for the U.S. Fish and Wildlife Service and the National Marine Fisheries Service. Testimony was heard from the following officials of the Department of the Interior: Frank Dunkle, Director, Fish and Wildlife Service; and William P. Horn, Assistant Secretary, Fish and Wildlife and Parks; and James E. Douglas, Deputy Assistant Administrator, Fisheries, NOAA, Department of Commerce.

SMALL BUSINESS INVESTMENT COMPANY AND SMALL BUSINESS INVESTMENT PROGRAMS; CORPORATION FOR SMALL BUSINESS INVESTMENT CHARTER

Committee on Small Business: Subcommittee on SBA and the General Economy continued hearings on the Small Business Investment Company and Minority Enterprise Small Business Investment Company programs and on H.R. 3392, Corporation for Small Business Investment Charter Act. Testimony was heard from James Abdnor, Administrator, SBA; and public witnesses.

CHILD SUPPORT ENFORCEMENT PROGRAM

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation continued hearings on the Child Support Enforcement program. Testimony was heard from Representatives Snowe, Kaptur and Kanjorski; and public witnesses.

Hearings continue March 2.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to hold a hearing on fiscal year 1989 National Foreign Intelligence Program budget. Testimony was heard from departmental witnesses.

Hearings continue March 1.

CHILDREN AND FAMILIES IN POVERTY: THE STRUGGLE TO SURVIVE

Select Committee on Children, Youth, and Families: Held a hearing on "Children and Families in Poverty: The Struggle to Survive". Testimony was heard from public witnesses.

Friday, February 26, 1988

Senate

Chamber Action

Routine Proceedings, pages 2568–2636

Measures Introduced: Seven bills and two resolutions were introduced, as follows: S. 2098–2104, and S. Res. 384–385.

Page 2612

Measures Reported: Reports were made as follows:

S. 2104, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, (with additional views). (S. Rept. No. 100–290)

Page 2612

Measures Passed:

Black Revolutionary War Patriots Memorial: Senate passed S.J. Res. 216, approving the location of the Black Revolutionary War Patriots Memorial.

Page 2598

Korean War Memorial: Senate passed S.J. Res. 225, approving the location of the Korean War Memorial.

Page 2599

National Tuberous Sclerosis Awareness Week: Senate passed S.J. Res. 212, designating the period of May 8–14, 1988, as "National Tuberous Sclerosis Awareness Week."

Page 2599

Gratitude to Law Enforcement Personnel: Senate Passed S.J. Res. 227, to express gratitude for law enforcement personnel.

Page 2599

Run to Daylight Day: Senate passed S.J. Res. 229, designating the day of April 1, 1988, as "Run to Daylight Day."

Page 2599

Crime Victims Week: Senate passed S.J. Res. 234, designating the week of April 17, 1988, as "Crime Victims Week."

Page 2600

Neurofibromatosis Awareness Month: Senate passed S.J. Res. 237, designating May, 1988, as "Neurofibromatosis Awareness Month."

Page 2600

National Safe Kids Week: Senate passed S.J. Res. 240, designating the period of May 16–22, 1988, as "National Safe Kids Week."

Page 2600

National Know Your Cholesterol Month: Senate passed S.J. Res. 244, designating the month of April, 1988, as "National Know Your Cholesterol Month."

Page 2600

National Arbor Day: Senate passed S.J. Res. 247, to authorize the President to proclaim the last Friday of April 1988, as "National Arbor Day."

Page 2600

Baltic Freedom Day: Senate passed S.J. Res. 249, designating June 14, 1988, as "Baltic Freedom Day."

Page 2600

National Osteoporosis Prevention Week of 1988: Senate passed S.J. Res. 250, designating the week of May 8–14, 1988, as "National Osteoporosis Prevention Week of 1988."

Page 2601

Department of Commerce Day: Senate passed S.J. Res. 251, designating March 4, 1988, as "Department of Commerce Day."

Page 2601

National NHS–National Neighbor Works Week: Senate passed S.J. Res. 252, designating June 5–11, 1988, as "National NHS–National Neighbor Works Week."

Page 2602

National Rural Health Awareness Week: Senate passed S.J. Res. 254, designating the period of May 15–21, 1988, as "National Rural Health Awareness Week."

Page 2602

National Organ and Tissue Donor Awareness Week: Senate passed S.J. Res. 255, to authorize and request the President to issue a proclamation designating April 24–30, 1988, as "National Organ and Tissue Donor Awareness Week."

Page 2602

Afghanistan Day: Senate passed S.J. Res. 257, to authorize and request the President to issue a proclamation designating March 21, 1988, as "Afghanistan Day", a day to commemorate the struggle of the people of Afghanistan against the occupation of their country by Soviet Forces."

Page 2602

National Child Care Awareness Week: Senate passed S.J. Res. 260, designating the Week beginning April 10, 1988, as "National Child Care Awareness Week."

Page 2607

Women's History Month: Senate passed S.J. Res. 262, designating the month of March, 1988, as "Women's History Month."

Page 2608

National Foster Care Month: Senate passed S.J. Res. 59, designating the month of May 1988, as "Na-

tional Foster Care Month", after agreeing to an amendment, and an amendment to the title.
Page 2608

National Adult Day Care Center Week: Senate passed S.J. Res. 147, designating the week beginning on the third Sunday of September in 1988 as "National Adult Day Care Center Week", after agreeing to an amendment, and an amendment to the title.
Page 2608

National Former Prisoners of War Recognition: Senate passed S.J. Res. 253, designating April 9, 1988, as "National Former Prisoners of War Recognition Day", after agreeing to an amendment and an amendment to the title.
Page 2608

Trauma Awareness Month: Senate passed S.J. Res. 199, designating the month of May, 1988, as "Trauma Awareness Month."
Page 2609

National Agriculture Day: Senate passed S.J. Res. 265, to designate March 20, 1988, as "National Agriculture Day."
Page 2609

Committee Expenditures: By 84 yeas to 8 nays (Vote No. 31), Senate agreed to S. Res. 381, authorizing expenditures by committees of the Senate.
Page 2586

Senatorial Election Campaign Act: Senate continued consideration of S. 2, to amend the Federal Election Campaign Act of 1971, to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees.
Page 2569

By 53 yeas to 41 nays (Vote No. 30), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on a modified committee amendment in the nature of a substitute.
Page 2584

By unanimous consent, the bill was returned to the calendar.
Page 2610

Afghanistan Resolution—Agreement: A unanimous consent agreement was reached providing for the consideration of S. Res. ——, relating to Afghanistan, on Monday, February 29.
Page 2598

Bills in Conference: By unanimous consent, the listing of the following bills in conference will no longer be printed as part of the Senate's daily calendar:

H.R. 2907, Treasury, Postal Service Appropriations;

H.R. 2712, Department of Interior Appropriations;

H.R. 2713, District of Columbia Appropriations;

H.R. 2714, Legislative Branch Appropriations;

H.R. 3058, Labor, Health and Human Services Appropriations;

H.R. 2783, Housing and Urban Development Appropriations;

H.R. 2763, Commerce, State, Justice Appropriations;

H.R. 2906, Military Construction Appropriations;

H.R. 2890, Department of Transportation Appropriations; and

H.R. 2700, Energy and Water Development Appropriations.
Page 2598

Authority for Committees: The Committee on the Judiciary was authorized to report an original bill relative to immigration, until 5 p.m. today.
Page 2636

Statements on Introduced Bills: Page 2612

Additional Cosponsors: Page 2624

Authority for Committees: Page 2629

Notices of Hearings: Page 2628

Additional Statements: Page 2629

Record Votes: Two record votes were taken today. (Total—31)
Pages 2584, 2588

Recess: Senate convened at 9 a.m., and recessed at 12:53 p.m., until 11 a.m., on Monday, February 29, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 2636.)

Committee Meetings

APPROPRIATIONS—U.S. CUSTOMS SERVICE

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1989 for the U.S. Customs Service, receiving testimony from William von Raab, Commissioner, United States Customs Service, Department of the Treasury.

Subcommittee will meet again on Thursday, March 3.

HIGH SPEED TRANSPORATION SYSTEMS

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure held hearings on the use of the Interstate Highway System right-of-way for magnetic levitation high speed transportation systems, receiving testimony from Henry H. Kolm, Electromagnetic Launch Research, Inc., Cambridge, Massachusetts; James R. Powell and Gordon Danby, both of the

Brookhaven National Laboratory, Upton, New York; Larry R. Johnson, Argonne National Laboratory, Chicago, Illinois; Carl H. Rosner, Intermagnetics General Corporation, Guilderland, New York; Richard J. Gran, Grumman Corporation, Bethpage, New York; and Richard Welch, on behalf of the City of Las Vegas, Las Vegas, Nevada.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Frank E. Schwelb, to be an Associate Judge of the District of Columbia Court of Appeals, and Cheryl M. Long, to be an Associate Judge of the Superior Court of the District of Columbia, after the nominees testified and answered questions in their own behalf.

JUDICIAL IMMUNITY FROM ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on S. 1482 (sec. 614), S. 1512, and S. 1515, bills concerning the issue of judicial immunity from liability for attorneys' fees in actions seeking declaratory and injunctive relief, after receiving testimony from Kevin R. Jones, Deputy Assistant Attorney General Office of Legal Policy, Department of Justice; Judge George E. Danielson, Associate Justice, California Court of Appeals, on behalf of the Judicial Conference of the United States; Justice Edwin J. Peterson, Chief Justice, Supreme Court of Oregon, Portland, on behalf of the Conference of Chief Justices; Judge Ira J. Raab, Woodmere, New York, on behalf of the American Judges Association; Justice Joseph R. Weisberger, Supreme Court of Rhode Island, Providence, Judge Philip J. Roth, Circuit Court of Oregon, Portland, and Thomas A. Harnett, New York, New York, all on behalf of the American Bar Association; and Morton H. Halperin, American Civil Liberties Union, Washington, DC.

CONTRA-AID PROGRAM

Select Committee on Intelligence: Committee met in a closed joint session with the Committee on Foreign Relations to receive a briefing on the contra-aid program from officials of the intelligence community.

Committees recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, February 29.

Committee Meetings

HEALTH CARE FOR THE HOMELESS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the reauthorization of Health Care for the Homeless grant program. Testimony was heard from public witnesses.

BUDGET REQUEST

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on fiscal year 1989 budget request for the Office of Surface Mining Reclamation and Enforcement. Testimony was heard from the following officials of the Office of Surface Mining Reclamation, Department of the Interior: Jed Christensen, Director; Robert Boldt, Deputy Director, Administration and Finance; and Jim Workman, Deputy Director, Operations and Technical Services; and public witnesses.

TRADE AGREEMENT BETWEEN U.S. AND CANADA

Committee on Ways and Means: Subcommittee on Trade continued hearings on United States and Canada Free Trade Agreement. Testimony was heard from public witnesses.

Hearings continue February 29.

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Monday, February 29, 1988

Senate

Chamber Action

Routine Proceedings, pages 2640–2687

Measures Introduced: Seven bills and four resolutions were introduced, as follows: S. 2105–2111, S.J. Res. 266–267, and S. Res. 386–387.

Page 2670

Measures Reported: Reports were made as follows:

Special report entitled "Developments in Aging, 1987, Volume 1, Special Committee on Aging." (S. Rept. No. 100–291)

S. 854, entitled the "Nevada-Florida Land Exchange Authorization Act of 1987," with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–292)

S. 1630, to provide for retirement and survivors' annuities for bankruptcy judges and magistrates, and for other purposes. (S. Rept. No. 100–293)

Page 2670

Measures Passed:

Policy Toward Afghanistan: By unanimous vote of 77 yeas (Vote No. 32), Senate agreed to S. Res.

386, to express the sense of the Senate on United States policy toward Afghanistan, especially toward the possibility of a Soviet troop withdrawal.

Page 2643

United States Winter Olympics Team: Senate agreed to S. Res. 387, to express the gratitude of the Senate for the efforts and achievements of the United States Winter Olympics Team.

Page 2663

Messages From the President: Senate received the following messages from the President of the United States:

Received on February 26, during the recess:

(1) Transmitting the 16th Annual Report on the Administration of the Federal Railroad Safety Act of 1970 (45 U.S.C. 421 et seq.); which was referred to the Committee on Commerce, Science, and Transportation. (PM–116)

(2) Transmitting the Fourth Annual Report of the National Endowment for Democracy, for fiscal year 1987; which was referred to the Committee on Foreign Relations. (PM–117)

(3) Transmitting a report specifying a determination of the uniform percentage necessary to reduce outlays for travel, transportation, and subsistence by $23.6 million in accounts within Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 1988, included in Public Law 100–202.

Page 2669

Nominations Confirmed: Senate confirmed the following nomination:

Paul R. Michel, of Virginia, to be United States Circuit Judge for the Federal Circuit.

Page 2687

Nominations Received: Senate received the following nominations:

John C. Lifland, to be United States District Judge for the District of New Jersey.

Jill E. Kent, of the District of Columbia, to be an Assistant Secretary of the Treasury.

Robert H. Brumley II, of Virginia, to be General Counsel of the Department of Commerce.

Frank DeGeorge, of Maryland, to be Inspector General, Department of Commerce.

Robert L. Pettit, of the District of Columbia, to be Associate Deputy Secretary of Transportation.

Karen B. Phillips, of Virginia, to be a Member of the Interstate Commerce Commission.

Jesse D. Winzenried, of Wyoming, to be a Director of the Securities Investor Protection Corporation.

Page 2687

Messages From the President: **Page 2669**

Measures Referred: **Page 2670**

Statements on Introduced Bills: **Page 2670**

Additional Cosponsors: **Page 2680**

Authority for Committees: **Page 2681**

Notices of Hearings: **Page 2681**

Additional Statements: **Page 2682**

Record Votes: One record vote was taken today. (Total—32)

Page 2663

Adjournment: Senate convened at 11 a.m., and adjourned at 5:40 p.m., until 12:15 p.m., on Tuesday, March 1, 1988.

Committee Meetings

APPROPRIATIONS—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Major General A.J. Adams, USA, Secretary, American Battle Monuments Commission; John Doyle, Principal Deputy Assistant, Secretary of the Army (Cemeterial Expenses); Samuel K. Lessey, Jr., Director, Selective Service System; and Roger W. Jepsen, Chairman, National Credit Union Administration.

Subcommittee will meet again on Monday, March 14.

APPROPRIATIONS—FISH AND WILDLIFE SERVICE

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the U.S. Fish and Wildlife Service, receiving testimony from William P. Horn, Assistant Secretary for Fish and Wildlife and Parks, and Frank H. Dunkle, Director, U.S. Fish and Wildlife Service, both of the Department of the Interior.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence held closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, receiving testimony in behalf of funds for Tactical Nuclear Forces from Ronald F. Lehman II, Assistant Secretary of Defense for International Security Policy; and Brig. General Frank A. Partlow, USA, Representative to the INF Talks, and Maj. General Martin J. Ryan, USAF, Director, Force Structure, Resources, and Assessment Directorate, both of the Joint Chiefs of Staff.

Subcommittee will meet again tomorrow.

REACTORS—SAVANNAH RIVER PLANT

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence concluded hearings on reactors at the Savannah River Plant, after receiving testimony from Paul W. Kaspar, Acting Deputy Assistant Secretary of Energy for Operations, Defense Programs; and Robert L. Morgan and Joseph D. Spencer, both of the Savannah River Plant, South Carolina.

FEDERAL HIGHWAY ADMINISTRATION BUDGET REQUEST

Committee on Environment and Public Works: Committee held hearings to review those programs which fall within their jurisdiction as contained in the President's proposed budget for fiscal year 1989, focusing on the Federal Highway Administration, receiving testimony from Robert E. Farris, Deputy Administrator, Federal Highway Administration, Department of Transportation; Everett M. Ehrlich, Assistant Director for Natural Resources and Commerce, Congressional Budget Office; John S. Hassell, Jr., and Ray A. Barnhart, both former Administrators, Federal Highway Administration; Leno Menghini, Wyoming Highway Department, Laramie, on behalf of the American Association of State Highway and Transportation Officials; James W. Supica, Associated General Contractors of America, and Daniel J. Hanson, Sr., American Road and Transportation Builders Association, both of Washington, DC.

Committee will meet again on Wednesday, March 2.

CIVIL PENALTIES—INFLATION ADJUSTMENT

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held hearings on S. 1014, to increase civil monetary penalties based on the effect of inflation, receiving testimony from Senator Lautenberg; Joseph R. Wright, Jr., Deputy Director, Office of Management and Budget, and Chairman, President's Council on Integrity and Efficiency; Richard P. Kusserow, Inspector General, Department of Health and Human Services, and Vice Chairman, President's Council on Integrity and Efficiency; Stuart E. Schiffer, Deputy Assistant Attorney General, Civil Division, Department of Justice; and Michael Waldman, Congress Watch, and Jim E. Lapping, AFL-CIO, both of Washington, DC.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Emmett Ripley Cox, of Alabama, to be United States Circuit Judge for the Eleventh Circuit, Kenneth M. Hoyt, to be United States District Judge for the Southern District of Texas, George M. Marovich, to be United States District Judge for the Northern District of Illinois, and Roger J. Marzulla, of California, to be Assistant Attorney General, Department of Justice, after the nominees testified and answered questions in their own behalf. Mr. Hoyt was introduced by Senator Gramm, Mr. Marovich was introduced by Illinois Governor James R. Thompson, and Mr. Marzulla was introduced by Senator Bond. Testimony was also received on the nomination of Mr. Cox from Morton Stavis, New York, New York.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 4035–4039; and 1 resolution, H. Res. 389 were introduced.

Page 2638

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Bonior to act as Speaker pro tempore for today.

Page 2637

Presidential Messages: Read the following messages from the President:

Railroad safety: Message wherein he transmits the sixteenth annual report on the Administration of the Federal Railroad Safety Act of 1970 covering calendar year 1986—referred to the Committee on Energy and Commerce; and

* * * * *

Page 2637

National Endowment for Democracy: Message wherein he transmits the fourth annual report of the National Endowment for Democracy—referred to the Committee on Foreign Affairs.

Page 2637

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:07 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Martime Administration and Japan-U.S. Friendship Commission. Testimony was heard from John Gaughan, Administrator, Maritime Administration, Department of Transportation; and the following officials of the Japan-U.S. Friendship Commission: Glenn Campbell, Chairman, and Chalmers Johnson.

ARMY'S CHEMICAL DEMILITARIZATION RECORD OF DECISION

Committee on Armed Services: Subcommittee on Investigations held a hearing on the Army's chemical demilitarization Record of Decision. Testimony was heard from the following officials of the Department of the Army: John W. Shannon, Assistant Secretary, Installations and Logistics; and Brig. Gen. David Nydam, Project Manager, Chemical Demilitarization Program.

EXECUTIVE AIRCRAFT FLEET OWNED BY THE CORPS OF ENGINEERS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on High Fliers at Taxpayers Expense: A Review of Executive Aircraft Fleet Owned by the Corps of Engineers. Testimony was heard from Richard L. Fogel, Assistant Comptroller General, General Government Division, GAO; the following officials of the Department of the Army: James R. Ambrose, Under Secretary; and Harold L. Stugart, Auditor General and Commander, Army Audit Agency.

TRADE AGREEMENT BETWEEN U.S. AND CANADA

Committee on Ways and Means: Subcommittee on Trade continued hearings on United States and Canada Free Trade Agreement. Testimony was heard from Senator Domenici; James R. Thompson, Governor, State of Illinois; and public witnesses.

Hearings continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆

Tuesday, March 1, 1988

Senate

Chamber Action

Routine Proceedings, pages 2702–2742

Measures Introduced: Four bills and two resolutions were introduced, as follows: S. 2112–2115, and S. Res. 388–389.

Page 2727

Polygraph Protection Act: By 74 yeas to 19 nays (Vote No. 33), Senate agreed to a motion to proceed to consider S. 1904, to strictly limit the use of lie detector examinations by employers involved in or affecting interstate commerce.

Page 2707

Senate began consideration of the bill, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Adopted:

Kennedy Amendment No. 1474, of a technical nature.

Page 2725

Withdrawn:

Thurmond Amendment No. 1472, to require a health warning on containers of alcoholic beverages.

Page 2718

A motion was entered to close further debate on S. 1904, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, March 3.

Page 2725

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, March 2.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from a Supplementary Protocol to the 1970 Tax Convention with Belgium (Treaty Doc. No. 100–15), transmitted to the Senate by the President of the United States, on Monday, February 29, was considered as having been read the first time, and was referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 2725

Appointments:

Mexico-U.S. Interparliamentary Group: The Presiding Officer, on behalf of the Vice President, pursuant to 22 U.S.C. 276h–276k, as amended, appointed Senators Murkowski and McCain as members of the Senate Delegation to the Mexico-U.S. Interparliamentary Group during the 2d Session of the 100th Congress, to be held in New Orleans, Louisiana, March 4–8, 1988.

Page 2725

Communications: **Page 2726**

Statements on Introduced Bills: **Page 2727**

Amendments Submitted: **Page 2737**

Additional Cosponsors: **Page 2734**

Authority for Committees: **Page 2738**

Additional Statements: **Page 2738**

Record Votes: One record vote was taken today. (Total—33)

Page 2707

Adjournment: Senate convened at 12:15 p.m., and adjourned at 5:07 p.m., until 10 a.m., on Wednesday, March 2. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 2741.)

Committee Meetings

HUNGER IN AMERICA

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on national nutrition programs and their impact on the homeless and people living in poverty, receiving testimony from Senators Bond, Metzenbaum, DeConcini, and Heinz; Sara Barwinski, Missouri Food and Stamp Outreach Task Force, Missouri Statewide Hunger Task Force, St. Louis; Matthew Habash, Mid-Ohio Food Bank, Columbus; Tom McDonough, Cleveland Food Bank, Cleveland, Ohio; Ginny Hildebrand, Association of Arizona Food Banks, and Mary Jo Henny, Arizona Department of Economic Security, both of Phoenix; Janet Ney, Lehigh Valley Food Bank, Pennsylvania Association of Regional Food Banks, Bethlehem, Pennsylvania; James Stephenson, Pennsylvania Coalition on Food and Nutrition, Harrisburg; Jane Wynn, Broward County, Florida, Shirley Watkins, Memphis, Tennessee, Mary Klatko, Howard County, Maryland, and Marshall Matz, Holland and Knight, Washington, DC, all on behalf of the American School Food Service Association; and Charles Hughes, New York, New York, on behalf of the American Federation of State County Municipal Employees.

Hearings were recessed subject to call.

1989 BUDGET

Committee on Appropriations: Committee held hearings on the President's proposed budget for fiscal year 1989, receiving testimony from James A. Baker III, Secretary of the Treasury.

Hearings continue on Friday, March 4.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of Agriculture, receiving testimony from Orville G. Bentley, Assistant Secretary for Science and Education, Jerry B. Kinney, Jr., Administrator, Agricultural Research Service, John Patrick Jordan, Administrator, Cooperative State Research Service, Myron D. Johnsrud, Administrator, Extension Service, and Steve Dewhurst, Budget Office, all of the Department of Agriculture.

Subcommittee will meet again on Thursday, March 3.

APPROPRIATIONS—NATIONAL ENDOWMENTS/MUSEUM SERVICES

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Frank Hodsoll, Chairman, National Endowment for the Humanities; Lynne V. Cheney, Chairperson, National Endowment for the Arts; and Lois Burke Shepard, Director, Institute of Museums Services.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence continued closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on military requirements for strategic defenses and relationship to Phase I plans and capabilities, receiving testimony from Lt. General James A. Abrahamson, Director, Strategic Defense Initiative Organization; and Gen. Robert T. Herres, Vice Chairman, Joint Chiefs of Staff.

Hearings continue on Friday, March 4.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nominations of Paul Freedenberg, of Maryland, to be Under Secretary of Commerce for Export Administration, Frank G. Zarb, of New York, to be a Director of the Securities Investor Protection Corporation, and Mark E. Buchman, of California, to be President, Government National Mortgage Association.

Also, the committee began consideration of proposed legislation to reform the regulation of financial services, but did not complete action thereon, and will meet again tomorrow.

1989 BUDGET

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1989 budget, receiving testimony from Robert Hale, Assistant Director, National Security Division, Congressional Budget Office; Jeane J. Kirkpatrick, American Enterprise Institute; and Paul Kennedy, Yale University, New Haven, Connecticut.

Hearings continue tomorrow.

INTERIOR/ENERGY BUDGET REQUESTS

Committee on Energy and Natural Resources: Committee held hearings to review those programs which fall within its jurisdiction as contained in the President's proposed budget for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Donald P. Hodel, Secretary of the Interior; and John S. Herrington, Secretary of Energy.

Hearings continue on Thursday, March 3.

NUTRITION MONITORING

Committee on Governmental Affairs: Committee held hearings on proposals to establish a national nutrition monitoring and related research program, receiving testimony from Michael McGinnis, Deputy Assistant Secretary for Health, Office of Health Promotion and Disease Prevention, and Peter Greenwald, Division of Cancer Prevention and Control, National Cancer Institute, both of the Department of Health and Human Services; Walter Willett, Harvard University, Cambridge, Massachusetts; Colin Campbell, Cornell University, Ithaca, New York; John LaRosa, George Washington University Medical Center, Washington, DC; Myron Winick, Columbia University, New York, New York; and Irwin H. Rosenberg, Tufts University, Medford, Massachusetts.

Hearings continue on Tuesday, March 22.

SMALL MANUFACTURERS—ADVANCED TECHNOLOGY

Committee on Small Business: Subcommittee on Innovation, Technology and Productivity held hearings to examine the use of advanced manufacturing technologies by small business, and the difficulties small business capital formation and tax policy have on small business use of advanced technology, receiving testimony from Robert B. Costello, Under Secretary of Defense; D. Bruce Merrifield, Assistant Secretary of Commerce for Productivity, Technology and Innovation; Harold Corner, C&J Industries, Meadville, Pennsylvania, representing the National Tooling and Machining Association; Pat V. Costa, Robotic Vision Systems, Inc., Hauggauge, New York; William C. Norris, Control Data Corporation, Minneapolis, Minnesota; George N. Hatsopoulos, Thermo Electric Corporation, Waltham, Massachusetts; and Alan Auerbach, University of Pennsylvania, Philadelphia.

Hearings were recessed subject to call.

INTELLIGENCE OVERSIGHT

Select Committee on Intelligence: Committee resumed hearings on S. 1818, to make requirements for the preparation, and transmittal to the Congress, of Presidential findings for certain intelligence operations, to provide mandatory penalties for deceiving Congress, and to establish an Independent Inspector General for the Central Intelligence Agency, receiving testimony from William H. Webster, Director of Central Intelligence; June Gibbs Brown, Inspector General, Department of Defense; Charles A. Bowsher, Comptroller General, United States General Accounting Office; and Sherman M. Funk, Inspector General, Department of State.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4040–4051; 1 private bill, H.R. 4052; and 8 resolutions, H.J. Res. 477 and 478, H. Con. Res. 252–254, and H. Res. 390–392 were introduced.

Page 2768

Reports Filed: Reports were filed as follows:

H. Res. 390, providing for the consideration of a joint resolution to provide assistance and support for peace, democracy and reconciliation in Central America (H. Rept. 100–507); and

H. Res. 391, providing for the consideration of S. 557, to restore the broad scope of coverage and to clarify the application of title IX of the Education Amendments of 1972, section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, and title VI of the Civil Rights Act of 1964 (H. Rept. 100–508).

Page 2768

Journal: By a yea-and-nay vote of 214 yeas to 88 nays with 2 voting "present", Roll No. 13, the House approved the Journal of Monday, February 29.

Page 2743

Private Calendar: Agreed to dispense with the call of the Private Calendar today.

Page 2743

Presidential Message—Travel Outlays: Read a message from the President wherein he transmits his report specifying his determination of the uniform percentage necessary to reduce outlays for travel, transportation, and subsistence by $23.6 million in accounts within the Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 1988—referred to the Committee on Appropriations.

Page 2744

Big Cypress Preserve Addition: House voted to suspend the rules and pass S. 90, amended, to establish the Big Cypress National Preserve Addition in the State of Florida.

Page 2748

Alabama Metropolitan Statistical Area: House completed all debate on a motion to suspend the rules and pass S. 1447, to designate Morgan and Lawrence Counties in Alabama as a single metropolitan statistical area; on which the vote was postponed until Wednesday, March 2.

Page 2752

School Improvement Act: By a yea-and-nay vote of 274 yeas to 17 nays with 24 voting "present", Roll No. 14, the House agreed to the Dannemeyer motion to instruct House conferees in the conference on H.R. 5, to improve elementary and secondary education, to agree to section 7003 of the Senate amendment (dial-a-porn prohibition).

Page 2754

Referrals: Twenty-three Senate-passed measures were referred to the appropriate House committees.

Page 2767

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 2743, 2755. There were no quorum calls.

Adjournment: Met at noon and adjourned at 2:53 p.m.

Committee Meetings

FOREST SERVICE BUDGET

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy held a hearing on the Forest Service budget for fiscal year 1989. Testimony was heard from F. Dale Robertson, Chief, Forest Service, USDA.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1989 Navy Posture. Testimony was heard from the following officials of the Department of the Navy: H. Lawrence Garrett III, Acting Secretary; Adm. C.A.H. Trost, Chief of Naval Operations; and Gen. Alfred M. Gray, Commandant, U.S. Marine Corps.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Selective Service System. Testimony was heard from the following officials of the Selective Service System: Samuel Kendrick Lessey, Jr., Director; and G. Huntington Banister, Comptroller.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on DOE: Energy Information Administration; Energy Regulatory Administration; Office of Hearings and Appeals; and on Emergency Preparedness. Testimony was heard from the following officials of the Department of Energy: Helmut A. Merklein, Administrator, Energy Information Administration; Chandler L. van Orman, Deputy Administrator, Energy Regulatory Administration; George B. Breznay, Director, Office of Hearings and Appeals; and David B. Waller, Assistant Secretary, International Affairs and Energy Emergencies.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Secretary of Education. Testimony was heard from William J. Bennett, Secretary of Education.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Overview of fiscal year 1989 DOD Budget, and on Overview of fiscal year 1989 Military Construction Program. Testimony was heard from the following officials of the Department of Defense: Robert W. Helm, Assistant Secretary (Comptroller); and Robert A. Stone, Deputy Assistant Secretary (Installations).

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Budget Overview. Testimony was heard from Stephen B. Dewhurst, Budget Officer, USDA.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on Public Debt, Savings Bonds, and on Financial Management Service. Testimony was heard from the following officials of the Department of the Treasury: Gerald Murphy, Fiscal Assistant Secretary; Richard L. Gregg, Commissioner, Bureau of the Public Debt; Jerrold B. Speers, Executive Director, U.S. Savings Bonds Division; and William E. Douglas, Director, Financial Management Service.

DEFENSE COMMITMENTS

Committee on Armed Services: Defense Burdensharing Panel continued hearings on U.S. defense commitments, the cost of those commitments, how the burden of providing for allied defense is shared among nations, and the defense alliances. Testimony was heard from the following officials of the Department of Defense: Fred Ikle, Under Secretary, Policy; and Albert Wohlstetter, both Co-Chairmen, Commission on Integrated Long-Term Strategy; and public witnesses.

Hearings continue tomorrow.

DEFENSE NUCLEAR FACILITIES SAFETY AGENCY ACT

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on establishing a permanent independent oversight body for defense-related atomic energy activities, and similar proposals, including consideration of H.R. 2047, Defense Nuclear Facilities Safety Agency Act. Testimony was heard from Representative Dicks; Joseph S. Salgado, Under Secretary, Department of Energy; and a public witness.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness held a hearing on the operation and maintenance portion of the fiscal year 1989 defense budget, including an overview of the following: Department of Defense O&M account and details of the Defense Agencies account; and the Army O&M account. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Vincent M. Russo, Director, Defense Logistics Agency; and John W. Beach, Deputy Director, Resource Management; the following officials of the Department of the Army: Lt. Gen. Max W. Noah, Comptroller; and Brig. Gen. Richard J. Mallion, Assistant Director, Army Budget Operations.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development held a hearing on the research, development, test and evaluation portion of the fiscal year 1989 defense budget. Testimony was heard from the following officials of the Department of Defense: Robert C. Duncan, Director, Defense Research and Engineering; Lawrence Woodruff, Deputy Under Secretary, Strategic and Theater Nuclear Forces; Donald N. Frederickson, Deputy Under Secretary, Tactical Warfare Programs; and VAdm. John T. Parker, Director, Defense Nuclear Agency.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials met in executive session to hold a hearing on the seapower-related procurement portion of the fiscal year 1989 defense budget. Testimony was heard from RAdm. William O. Studeman, Director, Naval Intelligence, Department of the Navy.

BUDGET PROPOSALS

Committee on the Budget: Continue hearings on the Administration's fiscal year 1989 budget proposals. Testimony was heard from Frank C. Carlucci, Secretary of Defense.

Hearings continue tomorrow.

CLEAN AIR ACT AMENDMENTS AND ACID DEPOSITION CONTROL ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued markup of the Clean Air Act Amendments of 1987; and the Acid Deposition Control Act of 1987.

Will continue tomorrow.

U.S./CANADA FREE TRADE AGREEMENT

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on U.S./Canada Free Trade Agreement. Testimony was heard from public witnesses.

FLEXIBLE BENEFIT PLAN FOR FEDERAL WORKERS

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on A "Cafeteria" Flexible Benefit Plan for Federal Workers? Testimony was heard from Constance Horner, Director, Office of Personnel Management.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met to consider committee funding requests for the following Committees: Veterans' Affairs; Select Committees on: Aging, Narcotics Abuse and Control; Children, Youth and Families; and Hunger.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on fiscal year 1989 budget requests for the Department of Energy (DOE). Testimony was heard from the following officials of the Department of Energy: John S. Herrington, Secretary; Theodore J. Garrish, Assistant Secretary, Nuclear Energy; and Charles E. Kay, Director, Office of Civilian Radioactive Waste Management.

BUDGET REQUEST

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held a hearing on fiscal year 1989 budget requests for the following: Bureau of Mines; U.S. Geological Survey; the Minerals Management Service; and the energy and minerals management activities of the Bureau of Land Management. Testimony was heard from the following officials of the Department of the Interior: Dallas L. Peck, Director, U.S. Geological Survey; David S. Brown, Acting Director, Bureau of Mines; William D. Bettenberg, Director, Minerals Management Service; and Roland G. Robison, Deputy Director, Bureau of Land Management.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held an oversight hearing on fiscal year 1989 budget for the Bureau of Land Management. Testimony was heard from Robert F. Burford, Director, Bureau of Land Management, Department of the Interior; James Duffus III, GAO; and public witnesses.

NATURAL GAS PIPELINE SAFETY ACT AND HAZARDOUS LIQUID PIPELINE SAFETY ACT; RECENT BRIDGE FAILURE

Committee on Public Works and Transportation: Subcommittee on Surface Transportation met and considered H.R. 2266, to amend the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipeline Safety Act of 1979 to authorize appropriations for fiscal years 1988 and 1989.

The Subcommittee also held a hearing on a recent bridge failure in DeValls Bluff, Arkansas. Testimony was heard from Representative Alexander; Ronald Heinz, Associate Administrator, Engineering and Program Development, Federal Highway Administration, Department of Transportation; Maurice Smith, Director, State Highway and Transportation Department, State of Arkansas; and George E. Roberts, Mayor, DeValls Bluff, Arkansas.

NRC'S PROPOSAL TO WITHDRAW FROM THE SMALL BUSINESS INNOVATION RESEARCH PROGRAM

Committee on Small Business: Held a hearing on NRC's proposal to withdraw from the Small Business Innovation Research Program. Testimony was heard from Richard J. Shane, Assistant Administrator, Innovation, Research and Technology, SBA; Denwood F. Ross, Deputy Director, Research, Office of Nuclear Regulatory Research, NRC; and Flora H. Milans, Associate Director, Resource, Community and Economic Development Division, GAO; and public witnesses.

STATUS OF THE MEDICARE HOSPITAL PROSPECTIVE PAYMENT SYSTEM

Committee on Ways and Means: Subcommittee on Health held a hearing on the status of the Medicare Hospital Prospective Payment system. Testimony was heard from Michael Zimmerman, Senior Associate Director, Human Resources Division, GAO; Dr. Stuart Altman, Chairman, Prospective Payment Assessment Commission; and public witnesses.

SOCIAL SECURITY AMENDMENTS

Committee on Ways and Means: Subcommittee on Social Security approved for full Committee action as amended minor and technical social security amendments.

ASSISTANCE TO SUPPORT THE PEACE PROCESS IN CENTRAL AMERICA

Committee on Rules: Granted a rule providing that upon its adoption it shall be in order for Mr. Michel or his designee to move that the House resolve itself into the Committee of the Whole for the consideration of a joint resolution printed in section 1 of the report to accompany this resolution. The joint resolution is debatable for two hours, to be equally divided and controlled by the majority and minority leaders. No amendment to the joint resolution is in order except the amendment printed in section 2 of the report accompanying this resolution, by Representative Foley, or his designee, to be debatable for one hour, equally divided and controlled by the proponent and a Member opposed thereto. The amendment is not subject to amendment. The rule provides one motion to commit which may not contain instructions. The rule further provides that if the joint resolution made in order by the rule is not considered, it shall be in order to consider in the House a joint resolution to provide assistance and support for peace, democracy and reconciliation in Central America, if offered by Representative Foley or his designee, consisting of the text printed in section 2 of the report accompanying this resolution, debatable for two hours, to be equally divided and controlled by the majority and minority leaders. Finally, the rule provides one motion to commit which may not contain instructions.

CIVIL RIGHTS RESTORATION ACT

Committee on Rules: Granted a modified closed rule providing one hour of debate on S. 557, Civil Rights Restoration Act of 1987. The rule provides that no amendment to the bill is in order in the House or in the Committee of the Whole except an amendment in the nature of a substitute printed in the report accompanying this resolution, if offered by Rep. Michel, or his designee. The substitute is debatable for one hour, equally divided and controlled by the proponent of the amendment and a Member opposed thereto. The substitute is not subject to amendment. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Rodino, Edwards of California, Hawkins, Oakar, Stenholm, Sensenbrenner, Michel, Gekas, Bartlett, and Henry.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE-HUNDREDTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 25 through February 29, 1988

	Senate	*House*	*Total*
Days in session	19	17	..
Time in session	141 hrs., 39′	44 hrs., 18′	..
Congressional Record:			
Pages of proceedings	1,632	520	2,152
Extensions of Remarks	..	..	422
Public bills enacted into law	5	4	9
Private bills enacted into law	..	..	..
Bills in conference	3	4	..
Measures passed, total	63	26	89
Senate bills	12	2	..
House bills	4	6	..
Senate joint resolutions	35	5	..
House joint resolutions	1	3	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	2	4	..
Simple resolutions	9	6	..
Measures reported, total	*68	*7	75
Senate bills	12	1	..
House bills	1	2	..
Senate joint resolutions	35	..	..
House joint resolutions	..	..	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	..	..	..
Simple resolutions	20	4	..
Special reports	1	..	..
Conference reports	..	..	..
Measures pending on calendar	70	53	..
Measures introduced, total	179	298	477
Bills	113	199	..
Joint resolutions	28	39	..
Concurrent resolutions	4	16	..
Simple resolutions	34	44	..
Quorum calls	11	2	..
Yea-and-nay votes	32	9	..
Recorded votes	..	1	..
Bills vetoed	1	..	1
Vetoes overridden	2	2	..

*** These figures include all measures reported, even if there was no accompanying report. A total of 19 reports have been filed in the Senate, a total of 7 have been filed in the House.**

DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through February 29, 1988

Civilian nominations, totaling 162 (including 112 nominations carried over from the first session), disposed of as follows:	
Confirmed	39
Unconfirmed	122
Withdrawn	1
Civilian nominations (lists), totaling 56 (including 10 nominations carried over from the first session), disposed of as follows:	
Confirmed	43
Unconfirmed	13
Air Force nominations, totaling 6,430 (including 2,955 nominations carried over from the first session), disposed of as follows:	
Confirmed	2,870
Unconfirmed	3,560
Army nominations, totaling 2,583 (including 2,361 nominations carried over from the first session), disposed of as follows:	
Confirmed	2,361
Unconfirmed	222
Navy nominations, totaling 252 (including 46 nominations carried over from the first session), disposed of as follows:	
Confirmed	12
Unconfirmed	240
Marine Corps nominations, totaling 50 (including 10 nominations carried over from the first session), disposed of as follows:	
Confirmed	10
Unconfirmed	40

Summary

Total nominations carried over from the first session	5,494
Total nominations received this session	4,039
Total confirmed	5,335
Total unconfirmed	4,197
Total withdrawn	1

Wednesday, March 2, 1988

Senate

Chamber Action

Routine Proceedings, pages 2792–2911

Measures Introduced: Nine bills and one resolution were introduced, as follows: S. 2116–2124, and S.J. Res. 268.

Page 2867

Measures Reported: Reports were made as follows:

S. 450, to recognize the organization known as the National Mining Hall of Fame and Museum. (S. Rept. No. 100–294)

S. 840, to recognize the organization known as the 82nd Airborne Division Association, Incorporated. (S. Rept. No. 100–295)

Page 2867

Polygraph Protection Act: Senate continued consideration of S. 1904, to strictly limit the use of lie detector examinations by employers involved in or affecting interstate commerce, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows:

Page 2797

Adopted:

(1) By unanimous vote of 96 yeas (Vote No. 35), Quayle modified Amendment No. 1606, to provide an exemption for preemployment tests for use of controlled substances.

Page 2821

(2) Thurmond Amendment No. 1607, to provide a restricted exemption for security services. (By 20 yeas to 76 nays (Vote No. 36), Senate earlier failed to table the amendment.)

Page 2821

(3) Nickles Amendment No. 1608 (to Amendment No. 1607), of a perfecting nature.

Page 2821

(4) Gramm Amendment No. 1618, to provide for national security exemptions.

Page 2849

(5) Gramm Amendment No. 1619, to provide a nuclear power plant exemption.

Page 2849

(6) Metzenbaum Amendment No. 1621, to express the sense of the Senate that the proposed loan by the World Bank to provide Mexico's steel companies with subsidized financing is not in the best interests of the United States or in the best interests of Mexico's own economic revitalization, and that the World Bank should rejected the proposed plan. (By 45 yeas to 48 nays (Vote No. 41), Senate earlier failed to table the amendment.)

Page 2855

Rejected:

(1) Boschwitz Amendment No. 1610, to permit an employer to administer a lie detector test to an employee if the employee requests the test. (By 56 yeas to 38 nays (Vote No. 37), Senate tabled the amendment.)

Page 2837

(2) Gramm Amendment No. 1615, to provide a common carrier exemption. (By 55 yeas to 37 nays (Vote No. 38), Senate tabled the amendment.)

Page 2842

(3) Cochran Amendment No. 1616, in the nature of a substitute. (By 65 yeas to 29 nays (Vote No. 39), Senate tabled the amendment.)

Page 2843

(4) Gramm Amendment No. 1620, to provide an exemption for use of polygraph tests administered in accordance with Department of Defense Directive 5210.48. (By 57 yeas to 35 nays (Vote No. 40), Senate tabled the amendment.)

Page 2849

(5) Cochran Amendment No. 1617, to remove the provisions establishing qualifications for polygraph examiners.

Page 2847

Withdrawn:

(1) Helms Amendment No. 1488, to express the sense of the Senate that the United States is violating the ABM Treaty.

Page 2802

(2) Boschwitz Amendment No. 1609, to permit an employer to administer a lie detector test to an employee if the employee requests the test.

Page 2834

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereto.

Page 2853

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, March 3, with a cloture vote to occur thereon, with the required quorum call having been waived.

Motion to Request Attendance: During today's proceedings, the following also occurred:

By 67 yeas to 27 nays (Vote No. 34), Senate agreed to a motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Page 2797

Statements on Introduced Bills: **Page 2867**

Amendments Submitted: **Page 2882**

Additional Cosponsors: **Page 2881**

Notices of Hearings: **Page 2894**

Authority for Committees: Page 2894

Additional Statements: Page 2895

Quorum Calls: One quorum call was taken today. (Total—12)

Page 2797

Record Votes: Eight record votes were taken today. (Total—41)

Pages 2797, 2821, 2832, 2839, 2843, 2847, 2852, 2858

Recess: Senate convened at 10 a.m. and recessed at 10:09 p.m., until 9 a.m., on Thursday, March 3. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 2911.)

Committee Meetings

CORPS OF ENGINEERS

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings to review those programs administered by the U.S. Army Corps of Engineers, receiving testimony from Robert W. Page, Assistant Secretary of the Army for Civil Works; Lt. General E.R. Heibert III, Chief of Engineers; and Major General Henry J. Hatch, Director of Civil Works.

Subcommittee recessed subject to call.

APPROPRIATIONS—DOE

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Chandler L. van Orman, Deputy Administrator, Economic Regulatory Administration, Helmut A. Merklein, Administrator, Energy Information Administration, and George B. Breznay, Director, Office of Hearings and Appeals, all of the Department of Energy.

Subcommittee will meet again on Tuesday, March 16.

DOD—SPECIAL ACCESS PROGRAMS

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence concluded closed joint hearings with the Subcommittee on Conventional Forces and Alliance Defense to review special access programs of the Department of Defense, and the assessment of the INF Treaty's possible impact on DOD's special access programs, after receiving testimony from officials of the Department of Defense and the Armed Services.

1989 BUDGET

Committee on the Budget: Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1989 budget, receiving testimony from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported H.R. 2629, to clarify the conveyance and ownership of submerged lands by Alaska Natives, Native Corporations and the State of Alaska.

EPA/NRC BUDGETS

Committee on Environment and Public Works: Committee concluded hearings to review those programs which fall within its jurisdiction as contained in the President's proposed budget for fiscal year 1989, after receiving testimony in behalf of funds for their respective activities from Lee M. Thomas, Administrator, and A. James Barnes, Deputy Administrator, both of the U.S. Environmental Protection Agency; Lando W. Zech, Jr., Chairman, and Thomas M. Roberts, Kenneth M. Carr, Frederick M. Bernthal, and Kenneth C. Rogers, all Commissioners, all of the Nuclear Regulatory Commission.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

An original bill to authorize funds for the Community Health Centers Program;

H.R. 3097, to authorize grants to assist organ procurement organizations, with an amendment;

H.R. 3235, to revise the program of assistance for health maintenance organizations, with an amendment;

S. 1943, to revise and extend the authority with respect to block grants and other matters concerning alcohol abuse and alcoholism, drug abuse, and mental health services, with an amendment in the nature of a substitute; and

The nomination of Howard W. Cannon, of Nevada, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation.

TIMBER SET-ASIDE PROGRAM

Committee on Small Business: Committee held hearings to review the U.S. Forest Service proposed changes in the small timber sale set-aside program, receiving testimony from Senator DeConcini; Monika Edwards Harrison, Associate Administrator for Procurement Assistance, Small Business Administration; George Leonard, Associate Chief of the Forest Service, Department of Agriculture; Charles Thomas, Shuqualak Lumber Company, Inc., Shuqualak, Mississippi; Joe Miller, Western Forest Industries Association, Washington, DC; Richard G. Bennett, Bennett Lumber Products, Princeton, Idaho; Marlin Clausner, Potlatch Corporation (Western Division), Lewiston, Idaho; C.D. Fisher, Bohemia, Inc., representing the Public Timber Purchasers Group, and R. Dennis Hayward, North West Timber Association, both of Eugene, Oregon; and James L. Matson, Kaibab Forest Products Company, Phoenix, Arizona.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 4053–4072; 1 private bill, H.R. 4073; and 12 resolutions, H.J. Res. 479–483, H. Con. Res. 255–258, and H. Res. 393–395 were introduced.

Page 2996

Bill Reported: One report was filed as follows: H.R. 2032, to authorize the conveyance of the Liberty ship Protector, amended (H. Rept. 100–509).

Page 2996

Journal: By a yea-and-nay vote of 270 yeas to 124 nays with 1 voting "present", Roll No. 15, the House approved the Journal of Tuesday, March 1.

Page 2912

Alabama Metropolitan Statistical Area: By a yea-and-nay vote of 284 yeas to 122 nays, Roll No. 16, the House voted to suspend the rules and pass S. 1447, to designate Morgan and Lawrence Counties in Alabama as a single metropolitan statistical area—clearing the measure for the President. This bill was debated on Tuesday, March 1.

Page 2917

Committee Elections: By a yea-and-nay vote of 278 yeas to 122 nays, Roll No. 17, the House agreed to H. Res. 393, electing Representative Lancaster to the Committee on Armed Services and Representative Clement to the Committee on Public Works and Transportation and the Committee on Merchant Marine and Fisheries.

Page 2918

Civil Rights Restoration: By a yea-and-nay vote of 315 yeas to 98 nays, Roll No. 20, the House passed S. 557, to restore the broad scope of coverage and to clarify the application of title IX of the Education Amendments of 1972, section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, and title VI of the Civil Rights Act of 1964—clearing the measure for the President.

Page 2929

Rejected the Sensenbrenner amendment that sought to broaden exemptions under title IX of the Education Amendments of 1972 to include institutions receiving Federal funds "closely identified with the tenents" of a religious organization and to eliminate special categories of institution-wide coverage and provide only plant-wide coverage for corporations or entities providing federal funded education, health care, housing, social services, or parks and recreation (rejected by a recorded vote of 146 ayes and 266 noes, Roll No. 19).

Page 2951

The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make such other technical and conforming changes as might be necessary in the engrossment of the bill.

Page 2962

H. Res. 391, the rule under which the bill was considered, was agreed to earlier by a voice vote. Agreed to order the previous question on the rule by a yea-and-nay vote of 252 yeas to 158 nays, Roll No. 18.

Page 2918

Subcommittee to Sit: Subcommittee on Criminal Justice of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Thursday, March 3.

Page 2964

Railroad Retirement Reform Commission: The Speaker appointed Mr. Robert J. Myers of Silver Spring, Maryland, as a member on the part of the House from private life to the Commission on Railroad Retirement Reform.

Page 2964

Women's History Month: House passed and cleared for the President S. J. Res. 262, to designate the month of March, 1988, as "Women's History Month".

Page 2964

Commerce Department Day: House passed and cleared for the President S. J. Res. 251, to designate March 4, 1988, as "Department of Commerce Day".

Page 2965

Quorum Calls—Votes: Five yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 2912, 2917, 2918, 2928, 2961. There were no quorum calls.

Adjournment: Met at 2 p.m. and adjourned at 10:25 p.m.

Committee Meetings

MILK PRODUCTION TERMINATION PROGRAM

Committee on Agriculture: Subcommittee on Livestock, Dairy and Poultry held a hearing on H.R. 3870, to amend the Agricultural Act of 1949 to establish joint liability for certain breaches of contracts made under the milk production termination program. Testimony was heard from the following officials of the USDA: Milton J. Hertz, Administrator, Agricultural

Stabilization and Conservation Service; James R. Ebbitt, Assistant Inspector General, Audit; and Craig L. Beauchamp, Assistant Inspector General, Investigations, both with the Office of Inspector General.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Office of the U.S. Trade Representative, and International Trade Commission, and Commission on Civil Rights, and State Justice Institute. Testimony was heard from Clayton Yeutter, U.S. Trade Representative; Susan Wittenberg Liebeler, Chairwoman, U.S. International Trade Commission; Clarence M. Pendelton, Jr., Chairman, Commission on Civil Rights; and Judge C.C. Torbert, Jr., Chairman, State Justice Institute.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued hearings on fiscal year 1989 Defense Budget, with emphasis on Environmental Restoration and Civilian Manpower Overview. Testimony was heard from the following officials of the Department of Defense: Capt. Michael J. Carricato, USN, Director, Environmental Restoration, Office of the Assistant Secretary (Production and Logistics); David J. Berteau, Deputy Assistant Secretary (Resource, Management and Support); and Claire E. Freeman, Deputy Assistant Secretary (Civilian Personnel Policy).

Hearings continue tomorrow.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Corps of Engineers-South Atlantic Division, and Remaining Items. Testimony was heard from the following officials of the Department of the Army: Maj. Gen. C. Ernest Edgar III, Division Engineer, South Atlantic Division; and Maj. Gen. Henry J. Hatch, Director, Civil Works.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs met in executive session to receive classified briefing on the following: Nuclear-Non-Proliferation; Afghanistan; Middle East Military Balance; and Iran-Iraq. The Subcommittee was briefed by departmental witnesses.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Federal Home Loan Bank Board and the Council on Environmental Quality. Testimony was heard from M. Danny Wall, Chairman, Federal Home Loan Bank Board; and the following officials of the Council on Environmental Quality: A. Alan Hill, Chairman; William L. Mills and Jacqueline E. Schafer, members; Joseph R. Jehl, Jr., Chief Scientist; Dinah Bear, General Counsel; and Lucinda Swartz, Deputy General Counsel.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued appropriation hearings with emphasis on Indian issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Health Resources and Services Administration, Alcohol, Drug Abuse and Mental Health Administration, and St. Elizabeths Hospital. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. David Sundwall, Administrator, Health Resources and Services Administration; and Robert Trachtenberg, Deputy Administrator, Alcohol, Drug Abuse and Mental Health Administration.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Army Military Construction. Testimony was heard from the following officials of the Department of the Army: John W. Shannon, Assistant Secretary (Installations and Logistics); and Maj. Gen. Peter J. Offringa, Assistant Chief of Engineers.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Office of the Inspector General Overview and the Office of Governmental and Public Affairs. Testimony was heard from the following officials of the USDA: Robert W. Beuley, Inspector General and Wilmer D. Mizell, Assistant Secretary, Governmental and Public Affairs.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Interstate Commerce Commission. Testimony was heard from Heather J. Gradison, Chairman, ICC.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on Alcohol, Tobacco and Firearms, Federal Law Enforcement Training Center, and Office of the Secretary/International Affairs. Testimony was heard from the following officials of the Department of the Treasury: Stephen E. Higgins, Director, Bureau of Alcohol, Tobacco and Firearms; Charles F. Rinkevich, Director, Federal Law Enforcement Training Center; and Jill E. Kent, Deputy Assistant Secretary, Departmental Finance and Management.

DEFENSE COMMITMENTS

Committee on Armed Services: Defense Burdensharing Panel continued hearings on U.S. defense commitments, the cost of those commitments, how the burden of providing for allied defense is shared among nations, and the defense alliances. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on the military construction portion of the fiscal year 1989 defense budget. Testimony was heard from Maj. Gen. Peter J. Offringa, Assistant Chief of Engineers, Department of the Army; the following officials of the Department of the Navy; RAdm. Benjamin F. Montoya, Commander, Naval Facilities Engineering Command; and Brig. Gen. Michael P. Downs, Director, Facilities and Services Division, Installations and Logistics Department, USMC, and Maj. Gen. George E. Ellis, Director, Engineering and Services, Department of the Air Force.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on the fiscal year 1989 Department of Energy defense programs authorization request. Testimony was heard from the following officials of the Department of Energy: John S. Herrington, Secretary; and Troy Wade, Acting Assistant Secretary, Defense Programs; and Robert Barker, Assistant to the Secretary, Atomic Energy, Department of Defense.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1989 defense budget. Testimony was heard from the following officials of the Department of the Navy: VAdm. Stanley Arthur, Deputy Chief, Naval Operations for Logistics; Lt. Gen. Joseph J. Went, Deputy Chief of Staff, Marine Corps, Installations and Logistics; and RAdm. Raymond M. Walsh, Director, Operations, Fiscal Management Division, Office of the Chief of Naval Operations.

Hearings continue tomorrow.

ESTABLISHING AN OFFICE OF SPECIAL OPERATIONS AND LOW-INTENSITY CONFLICT

Committee on Armed Services: Subcommittee on Readiness, Special Operations Panel held a hearing and status report regarding the establishment of the Office of the Assistant Secretary of Defense for Special Operations and Low-Intensity Conflict. Testimony was heard from John O. Marsh, Jr., Acting Assistant Secretary, Special Operations and Low-Intensity Conflict, Department of Defense.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the research, development, test and evaluation portion of the fiscal year 1989 defense budget. Testimony was heard from the following officials of the Department of the Army: Jay R. Sculley, Assistant Secretary, Research, Development and Acquisition; Lt. Gen. Donald S. Pihl, Military Deputy to the Assistant Secretary, Research, Development and Acquisition; and Robert B. Oswald, Jr., Director, Research and Technology, Office of the Assistant Secretary, Research, Development and Acquisition; and Maj. James K. Womack, Threat, Armor, Scientific and Technical Officer, Threat and Intelligence Division, Office of the Deputy Chief of Staff for Intelligence.

Hearings continue tomorrow.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1989 budget proposals. Testimony was heard from William J. Bennett, Secretary of Education; and public witnesses.

Hearings continue tomorrow.

CLEAN AIR ACT AMENDMENTS AND ACID DEPOSITION CONTROL ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued markup of the Clean Air Act Amendments of 1987; and the Acid Deposition Control Act of 1987.

Subcommittee recessed subject to call.

U.S./JAPAN NUCLEAR COOPERATION AGREEMENT

Committee on Foreign Affairs: Held a hearing on the U.S.-Japan Nuclear Cooperation Agreement. Testimony was heard from public witnesses.

REAL ESTATE APPRAISAL REFORM ACT

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs continued hearings on H.R. 3675, Real Estate Appraisal Reform Act of 1987. Testimony was heard from public witnesses.

Hearings continue March 10.

OVERSIGHT

Committee on Interior and Insular Affairs: Held an oversight hearing on fiscal year 1989 Department of the Interior budget request. Testimony was heard from Donald Paul Hodel, Secretary of the Interior.

BOEING'S PROPOSAL TO REMOVE OVERWING EXITS FROM 747-SERIES AIRCRAFT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the Boeing Commercial Airplane Company's proposal to remove overwing exit doors on certain existing and future production B-747 series aircraft, and on the FFA's proposed rule to limit distance between emergency exit doors. Testimony was heard from T. Allan McArtor, Administrator, FAA, Department of Transportation; and public witnesses.

TOXIC POLLUTION IN THE GREAT LAKES

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on toxic pollution in the Great Lakes, including accumulated toxics in bottom sediments, the effect of such pollution, and remedial efforts. Testimony was heard from Carol Finch, Director, Great Lakes National Program Office, EPA; Richard Cleste, Governor, State of Ohio; Thomas Jorling, Commissioner, Department of Environmental Conservation, State of New York; and public witnesses.

DOE AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on Department of Energy fiscal year 1989 budget request, with emphasis on Fossil Energy. Testimony was heard from J. Allen Wampler, Assistant Secretary, Fossil Energy, Department of Energy; and public witnesses.

Hearings continue tomorrow.

HOTEL AND MOTEL FIRE SAFETY ACT

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on H.R. 3704, Hotel and Motel Fire Safety Act of 1987. Testimony was heard from Clyde Bragdon, Administrator, U.S. Fire Administration, Federal Emergency Management Agency; and public witnesses.

HEALTH THREAT POSED BY INACCURATE LABORATORY TESTING

Committee on Small Business: Subcommittee on Regulation and Business Opportunities held a hearing on potential public health threat posed by inaccurate laboratory testing. Testimony was heard from Dr. David Axelrod, Health Commissioner, State of New York; and public witnesses.

VA BUDGET

Committee on Veterans' Affairs: Held a hearing on proposed VA budget for fiscal year 1989. Testimony was heard from Thomas K. Turnage, Administrator, VA.

Hearings continue tomorrow.

CHILD SUPPORT ENFORCEMENT PROGRAM

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment concluded hearings on the Child Support Enforcement program. Testimony was heard from Representative Roukema; Wayne Stanton, Director, Office of Child Support Enforcement, Department of Health and Human Services; Jim Mattox, Attorney General, State of Texas; and public witnesses.

LOW-INCOME HOUSING TAX CREDITS

Committee on Ways and Means: Subcommittee on Select Revenue Measures held a hearing on low-income housing tax credits and the role of tax policy in preserving the stock of low-income housing. Testimony was heard from Senators D'Amato and Mitchell; C. Eugene Steuerle, Deputy Assistant Secretary (Tax Analysis), Department of the Treasury; C. Duncan McRae, General Deputy Assistant Secretary, Policy Development and Research, Department of Housing and Urban Development; Vance L. Clark, Administrator, Farmers Home Administration, USDA; and public witnesses.

Hearings continue tomorrow.

TRADE AGREEMENT BETWEEN U.S. AND CANADA

Committee on Ways and Means: On March 1, the Subcommittee on Trade continued hearings on United States and Canada Free Trade Agreement. Testimony was heard from public witnesses.

MENTAL HEALTH AND AGING

Select Committee on Aging: Held a hearing on "Mental Health and Aging: A Call for Federal Action". Testimony was heard from Lewis Judd, Director, National Institute of Mental Health, Department of Health and Human Services; Richard F. Celeste, Governor, State of Ohio; and public witnessses.

IMPACT OF MEDICARE AND MEDICAID CUTS

Select Committee on Aging: On March 1, the Committee concluded hearings on "Less Profit, Less Care?? Reassessing Medicare and Medicaid Cuts on Patients", Part 2. Testimony was heard from Dr. William Roper, Administrator, Health Care Financing Administration, Department of Health and Human Services.

NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1989 National Foreign Intelligence Program Budget. Testimony was heard from departmental witnesses.

On March 1, the Subcommittee met in executive session to hold hearings on fiscal year 1989 National Foreign Intelligence Program Budget. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

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Thursday, March 3, 1988

Senate

Chamber Action

Routine Proceedings, pages 3055–3195

Measures Introduced: Ten bills and five resolutions were introduced, as follows: S. 2125–2134, S.J. Res. 269–270, S. Con. Res. 101–102, and S. Res. 390.

Page 3164

Measures Reported: Reports were made as follows:

S.J. Res. 235, deploring the Soviet Government's active persecution of religious believers in Ukraine.

S. Con. Res. 82, urging the German Democratic chief of state Erich Honecker to repeal permanently the order directing East German border guards to shoot to kill anyone who, without authorization, attempts to cross the Berlin Wall, and issue an order to tear down the Berlin Wall.

S. Con. Res. 94, to express the sense of the Congress regarding relief for the United States soybean industry under section 301 of the Trade Act of 1974, with an amendment in the nature of a substitute.

S. Con. Res. 99, condemning North Korea's support for terrorist activities, with an amendment.

Page 3164

Measures Passed:

Truck and Bus Safety Act: Senate passed S. 861, to require certain actions by the Secretary of Transportation regarding certain drivers of motor vehicles and motor carrier, after agreeing to a committee amendment in the nature of a substitute.

Page 3114

H.R. Gross Post Office Building: Senate passed H.R. 3689, to designate the United States Post Office Building located at 300 Sycamore Street, in Waterloo, Iowa, as the "H.R. Gross Post Office Building."

Page 3117

Retirement and Survivor Annuities for Bankruptcy Judges and Magistrates Act: Senate passed S. 1630, to provide for retirement and survivors' annuities for bankruptcy judges and magistrates, after agreeing to an amendment proposed thereto, as follows:

Page 3145

Byrd (for Heflin) Amendment No. 1624, of a technical and clarifying nature.

Page 3147

Authorizing Printing: Senate agreed to S. Con. Res. 98, to authorize the printing of the annual three-volume report "Developments in Aging: 1987," prepared by the Special Committee on Aging.

Page 3118

Adjournment Resolution: Senate agreed to S. Con. Res. 101, to provide for a conditional adjournment of the Senate from March 3 or 4 until March 14, 1988, at 12 noon.

Page 3118

Polygraph Protection Act: By 69 yeas to 27 nays (Vote No. 43), Senate passed H.R. 1212, to prevent the denial of employment opportunities by prohibiting the use of lie detectors by employers involved in or affecting interstate commerce, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1904, Senate companion bill, as amended.

Page 3060

By 77 yeas to 19 nays (Vote No. 42), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate earlier agreed to close further debate on S. 1904.

Page 3059

S. 1904, companion measure, was subsequently indefinitely postponed.

Page 3145

Intelligence Oversight Act: Senate began consideration of S. 1721, to improve the congressional oversight of certain intelligence activities, and to strengthen the process by which such activities are approved within the Executive Branch, with a committee amendment in the nature of a substitute, and an amendment proposed thereto, as follows:

Pages 3112, 3121, 3193

Pending:

McClure Amendment No. 1623, outlining conditions under which the President may withhold transmission of findings to the Congress pursuant to subsections (1) and (2) of section 5 of the bill.

Page 3137

Senate will continue consideration of the bill and amendments proposed thereto on Friday, March 4.

Appointments:

American Folklife Center: The Presiding Officer, on behalf of the President pro tempore, pursuant to Public Law 94–201, appointed William L. Kinney, Jr., of South Carolina, to the Board of Trustees of the American Folklife Center, effective March 19, 1988, for a 6-year term.

Page 3145

Nominations Confirmed: Senate confirmed the following nominations:

Frank G. Zarb, of New York, to be a Director of the Securities Investor Protection Corporation.

Paul Freedenberg, of Maryland, to be Under Secretary of Commerce for Export Administration, Department of Commerce.

Mark E. Buchman, of California, to be President, Government National Mortgage Association, Department of Housing and Urban Development.

Howard W. Cannon, of Nevada, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation.

Page 3194

Messages From the House: **Page 3159**

Measures Read First Time: **Page 3159**

Petitions and Memorials: **Page 3161**

Communications: **Page 3159**

Statements on Introduced Bills: **Page 3165**

Amendments Submitted: **Page 3181**

Additional Cosponsors: **Page 3178**

Authority for Committees: **Page 3182**

Notices of Hearings: **Page 3181**

Additional Statements: **Page 3182**

Record Votes: Two record votes were taken today. (Total—43)

Pages 3060, 3069

Recess: Senate convened at 9 a.m., and recessed at 8:14 p.m., until 8:45 a.m., on Friday, March 4, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 3194.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Kenneth Gilles, Assistant Secretary for Marketing and Inspection Services, James W. Glosser, Acting Administrator, Animal and Plant Inspection Service, W. Kirk Miller, Administrator, Federal Grain Inspection Service, Lester M. Crawford, Director, Food Safety and Inspection Service, and J. Patrick Boyle, Administrator, Agricultural Marketing Service, all of the Department of Agriculture.

Hearings continue on Tuesday, March 15.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1989 for the Department of Defense, receiving testimony from William H. Taft IV, Deputy Secretary of Defense.

Subcommittee will meet again on Tuesday, March 15.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of Transportation, receiving testimony in behalf of funds for their respective activities from Diane K. Steed, Administrator, National Highway Traffic Safety Administration, and Robert E. Farris, Deputy Administrator, Federal Highway Administration, both of the Department of Transportation.

Subcommittee will meet again on Thursday, March 17.

APPROPRIATIONS—BATF/FEC/FEDERAL LAW ENFORCEMENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Stephen E. Higgins, Director, Bureau of Alcohol, Tobacco and Firearms, and Charles F. Rinkervich, Director, Federal Law Enforcement Training Center, both of the Department of the Treasury; and Thomas J. Josefiak, Chairman, and Danny Lee McDonald, Vice Chairman, Finance Chairman, both of the Federal Election Commission.

Subcommittee will meet again on Monday, April 18.

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Jack Katzen, of Connecticut, to be an Assistant Secretary of Defense for

Production and Logistics, after the nominee testified and answered questions in his own behalf.

DOD OFFICER PROMOTIONS

Committee on Armed Services: Subcommittee on Manpower and Personnel concluded hearings to review the Department of Defense officer promotion procedures, after receiving testimony from David J. Armor, Principal Deputy Assistant Secretary of Defense for Force Management and Personnel.

REGULATION OF FINANCIAL SERVICES

Committee on Banking, Housing, and Urban Affairs: On Wednesday, March 2, committee ordered favorably reported S. 1886, to reform the regulation of financial services, with an amendment in the nature of a substitute.

1989 BUDGET

Committee on the Budget: Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1989 budget, receiving testimony from Frank C. Carlucci, Secretary of Defense; and Admiral William J. Crowe, Jr., Chairman, Joint Chiefs of Staff.

Hearings continue tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of William Evans, of California, to be Under Secretary of Commerce for Oceans and Atmosphere, after the nominee testified and answered questions in his own behalf.

MINORITY BUSINESS DEVELOPMENT ACT

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1848, to authorize a Minority Business Development Administration in the Department of Commerce, after receiving testimony from Donald A. Clarey, Deputy Administrator, Small Business Administration; James H. Richardson Gonzales, Director, Minority Business Development Agency, Department of Commerce; Willie Cam Nimmons, Infinite Creations, Inc., Bamberg, South Carolina; Louis Gnecco, Tempest, Inc., Vienna, Virginia; Evan Williams, Dalton Construction Company, Compton, California; Elizabeth Lazaro, National Association of Minority Contractors, Washington, DC; Ron Homer, Boston Bank of Commerce, Boston, Massachusetts, and John Kelly, Jr., Washington, DC, both representing the National Bankers Association; and S. Kent Gibson, San Diego State University, San Diego, California.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Con. Res. 82, urging the German Democratic Chief of State to repeal permanently the order directing East German border guards to shoot to kill anyone who, without authorization, attempts to cross the Berlin Wall, and to issue an order to tear down the Berlin Wall;

S. Con. Res. 99, condemning North Korea's support for terrorist activities, with an amendment in the nature of a substitute;

S.J. Res. 235, deploring the Soviet Government's active persecution of religious believers in Ukraine; and

The nominations of Eugene J. McAllister, of Virginia, to be an Assistant Secretary of State for Economic and Business Affairs, Bill K. Perrin, of Texas, to be Ambassador to the Republic of Cyprus, and Edward Morgan Rowell, of California, to be Ambassador to the Republic of Portugal.

INF TREATY

Committee on Foreign Relations: Committee resumed hearings on the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony from Senator Grassley.

Hearings continue on Monday, March 14.

FERC/FOREST SERVICE BUDGET REQUESTS

Committee on Energy and Natural Resources: Committee concluded hearings to review those programs which fall within its jurisdiction as contained in the President's proposed budget for fiscal year 1989, after receiving testimony in behalf of funds for their respective activities from Martha O. Hesse, Chairman, Federal Energy Regulatory Commission, Department of Energy; and F. Dale Robertson, Chief, and George Leonard, Associate Chief, both of the U.S. Forest Service, Department of Agriculture.

MANAGEMENT OF FEDERAL LANDS/ SALEM MARITIME HISTORIC SITE

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 1544, to provide for cooperation with State and local governments for the improved management of certain Federal lands, and H.R. 2652, to revise boundaries of Salem Maritime National Historic Site in Massachusetts, after receiving testimony from Representative Byron; William Penn Mott, Jr., Director, National Park Service, Department of the Interior; F. Dale Robertson, Chief, Forest Service, Department of Agriculture; Paul McCray, Northern Virginia Regional Park Authority, Fairfax; Steven M. McKee, Gorman Nature Center, Mansfield, Ohio; Derrick Crandall, American Recreation Coalition, David G. Burwell, Rails-To-Trails Conservancy, and Susan A. Henley, The

American Hiking Society, all of Washington, DC; Stuart J. Northrop, Huffy Corporation, Dayton, Ohio; Richard Welsh, National Association of Reversionary Property Owners, Issaquah, Washington; and Richard L. Krause, American Farm Bureau Federation, Park Ridge, Illinois.

PUBLIC BUILDING REFORM

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure held hearings on proposals to improve the efficiency and effectiveness of management of public buildings, receiving testimony from Terence C. Golden, Administrator, General Services Administration; Douglas F. Collins, National Association of Realtors, Washington, DC; and Ralph Silverman, Charles E. Smith Management, Inc., Arlington, Virginia.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following business items:

The nomination of Mark Sullivan III, of Maryland, to be General Counsel, Department of the Treasury; and

S. Con. Res. 94, to express the sense of the Congress with respect to the subsidization of European Community soybean products, with an amendment in the nature of a substitute.

1989 BUDGET

Committee on Finance: Committee held hearings to review those programs which fall within its jurisdiction as contained in the President's proposed budget for fiscal year 1989, receiving testimony from Otis R. Bowen, Secretary of Health and Human Services; James C. Miller III, Director, Office of Management and Budget.

Hearings were recessed subject to call.

FORMER PRESIDENT'S ACT

Committee on Governmental Affairs: Subcommittee on Federal Spending, Budget, and Accounting held hearings on S. 1647, to revise provisions of Federal law relating to the official expenses of former Presidents and the protection of former Presidents and former Vice Presidents, receiving testimony from Joseph R. Wright, Jr., Deputy Director, Office of Management and Budget; Gerald L. Hilscher, Deputy Assistant Secretary of the Treasury for Law Enforcement; Johnny Finch, Deputy Director, General Government Division, General Accounting Office; and Michael Endicott, Hohokus, New Jersey.

Subcommittee will meet again on Tuesday, March 15.

BERNE CONVENTION

Committee on the Judiciary: Subcommittee on Patents, Copyrights, and Trademarks concluded hearings on S. 1301 and S. 1971, bills to implement the Berne Convention for the Protection of Literary and Artistic Works, after receiving testimony from Kenneth Dam, Armonk, New York, and C.L. Clemente, New York, New York, both of the Coalition for Adherence to Berne; David Brown, Motion Picture Association of America, Andrew Neilly, John Wiley and Sons, Inc., Donald Kummerfeld, Magazine Publishers of America, and John Mack Carter, American Society of Magazine Editors, all of New York, New York; David Ladd, Coalition to Preserve the American Copyright Tradition, Washington, DC; Steven Spielberg, Director's Guild of America, Universal City, California; George Lucas, Lucasfilm Ltd., San Rafael, California; and Bo Goldman, Writers' Guild of America, West, West Hollywood, California.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 721, to provide for and promote the economic development of Indian tribes by furnishing the necessary capital, financial services, and technical assistance to Indian owned business enterprises and to stimulate the development of the private sector of Indian tribal economies.

Also, the committee began consideration of S. 802, to transfer ownership of certain lands held in trust for the Blackfeet Tribe, but did not complete action thereon, and recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 4074–4098; 1 private bill, H.R. 4099; and 4 resolutions, H.J. Res. 484–486 and H. Con. Res. 259, were introduced.

Page 3295

Journal: By a yea-and-nay vote of 270 yeas and 136 nays, Roll No. 21, the House approved the Journal of March 2.

Page 3196

Subcommittee to Sit: Subcommittee on Aviation of the Committee on Public Works and Transportation received permission to sit today during proceedings of the House under the 5-minute rule.

Page 3196

Central American Peace Assistance: By a recorded vote of 208 ayes to 216 noes, Roll No. 25, the House failed to pass H.J. Res. 484, to provide assistance and support for peace, democracy and reconciliation in Central America.

Page 3214

Agreed to the Bonior amendment in the nature of a substitute made in order by the rule (agreed to by a recorded vote of 215 ayes to 210 noes, Roll No. 24). Earlier, a point of order against this amendment was overruled.

Page 3256

H. Res. 390, the rule providing for consideration of the resolution, was agreed to by a recorded vote of 231 ayes to 183 noes, Roll No. 23. Agreed to order the previous question on the rule by a yea-and-nay vote of 225 yeas to 187 nays, Roll No. 22.

Page 3204

Senate Adjournment Resolution: House agreed to S. Con. Res. 101, providing for a conditional adjournment of the Senate from March 3 or 4, 1988 until March 14, 1988—clearing the measure.

Page 3257

Late Reports: Committee on Merchant Marine and Fisheries received permission to have until 5 p.m. Friday, March 4, to file a report on H.R. 1430, to authorize decorations, medals, and other recognition for service in the United States Merchant Marine.

Page 3258

School Bus Drivers: House passed H.R. 4063, to require the Secretary of Labor to permit North Carolina and South Carolina to continue to employ 17-year-old school bus drivers under certain conditions until June 15, 1988.

Page 3258

Quorum Calls—Votes: Two yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 3196, 3213, 3256, 3257. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 7:13 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on FCC and SBA. Testimony was heard from Dennis R. Patrick, Chairman, FCC; and James Abdnor, Administrator, SBA.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1989 Army Posture. Testimony was heard from the following officials of the Department of the Army: John O. Marsh, Jr., Secretary; and Gen. Carl E. Vuono, Chief of Staff.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on TVA. Testimony was heard from Marvin T. Runyon, Chairman, TVA.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Neighborhood Reinvestment Corporation. Testimony was heard from William A. Whiteside, Executive Director, Neighborhood Reinvestment Corporation.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued appropriation hearings, with emphasis on Indian Issues. Testimony was heard from public witnesses.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on NIH—Overview, and on National Heart, Lung and Blood Institute, and National Institute of Neurological and Communicative Disorders and Stroke. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. James B. Wyngaarden, Director, National Institutes of Health; Dr. Claude J.M. Lenfant, Director, National Heart, Lung and Blood Institute; and Dr. Murray Goldstein, Director, National Institute of Neurological and Communicative Disorders and Stroke.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Quality of Life in the Military. Testimony was heard from Barbara S. Pope, Deputy Assistant Secretary (Family Policy), Department of Defense.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on General Agriculture Outlook.

Testimony was heard from the following officials of the USDA: Ewen Wilson, Deputy Assistant Secretary, Economics; and James Donald, Chairman, World Agricultural Outlook Board.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Inspector General, Department of Transportation. Testimony was heard from John W. Melchner, Inspector General, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on the Federal Election Commission, U.S. Tax Court and on Office of Federal Procurement Policy. Testimony was heard from Thomas J. Josefiak, Chairman, FEC; Chief Judge Samuel B. Sterrett, U.S. Tax Court; and Robert P. Bedell, Administrator, Office of Federal Procurement Policy, Office of Management and Budget.

DEFENSE COMMITMENTS

Committee on Armed Services: Defense Burdensharing Panel continued hearings on U.S. defense commitments, the cost of those commitments, how the burden of providing for allied defense is shared among nations, and the defense alliances. Testimony was heard from John Collins, Congressional Research Service, Library of Congress; and public witnesses.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on the military construction portion of the fiscal year 1989 defense budget, focusing on health affairs and health facilities. Testimony was heard from the following officials of the Department of Defense: Dr. William Mayer, Assistant Secretary, Health Affairs; Sgt. Maj. Julius W. Gates, Office of the Chief of Staff, USA; Master Chief Petty Officer, William H. Plackett, Office of the Chief of Naval Operations; Sgt. Maj. David W. Sommers, Office of the Commandant of the Marine Corps; and Chief Master Sgt. James C. Binnicker, Office of the Chief of Staff, USAF.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on the manpower portion of the fiscal year 1989 defense budget. Testimony was heard from the following officials of the Department of Defense: Grant S. Green, Assistant Secretary, Force Management and Personnel; Lt. Gen. Allen K. Ono, Deputy Chief of Staff, Personnel, Department of the Army; Lt. Gen. Thomas J. Hickey, Deputy Chief of Staff, Personnel, Department of the Air Force; VAdm. L.A. Edney, Deputy Chief of Naval Operations (Manpower, Personnel and Training); and Lt. Gen. John I. Hudson, Deputy Chief of Staff, Manpower, U.S. Marine Corps, both with the Department of the Navy.

Hearings continue March 9.

DEFENSE NUCLEAR FACILITIES SAFETY ACT

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the fiscal year 1989 Department of Energy defense programs authorization request. Testimony was heard from Roger Batzel, Director, Lawrence Livermore National Laboratory; Siegfried S. Hecker, Director, Los Alamos National Laboratory; and Irwin Welber, President, Sandia National Laboratories.

Hearings continue March 9.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1989 defense budget, with emphasis on the Air Force. Testimony was heard from the following officials of the Department of the Air Force: Lt. Gen. Claudius E. Watts III, Comptroller; Maj. Gen. Leo W. Smith II, Deputy Comptroller, Budget; and Brig. Gen. (Select), John L. Finan, Director, Budget Operations, Deputy Comptroller, Budget.

Hearings continue March 9.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the research, development, test and evaluation portion of the fiscal year 1989 defense budget, with emphasis on the Navy and Marine Corps requests. Testimony was heard from the following officials of the Department of the Air Force: Thomas F. Faught, Jr., Assistant Secretary, Research, Engineering and Systems; VAdm. P.F. McCarthy, Director, Research, Development and Acquisition; and Maj. Gen. R.M. Franklin, Deputy Chief of Staff, Marine Corps, Research, Development and Studies.

Hearings continue March 9.

PROHIBIT SALE OF THE AEGIS WEAPON SYSTEM TO JAPAN; DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials approved for full Committee action H.R. 3724, to prohibit any funds appropriated or otherwise available to the Department of Defense from being used to implement any sale of the AEGIS weapon system to Japan.

The Subcommittee also continued hearings on the seapower-related procurement portion of the fiscal year 1989 defense budget, with emphasis on Shipbuilding and Construction. Testimony was heard from the following officials of the Department of the Navy: Everett Pyatt, Assistant Secretary (Shipbuilding and Logistics); VAdm. William Rowden, Commander, Naval Sea Systems Command; and VAdm. John Nyquist, Assistant Chief of Naval Operations (Surface Warfare).

Hearings continue March 8.

BUDGET PROPOSALS

Committee on the Budget: Concluded hearings on the Administration's fiscal year 1989 budget proposals. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

BUDGET REPORT

Committee on Education and Labor: Approved budget recommendations for the report to the Committee on the Budget.

MINIMUM WAGE RESTORATION ACT

Committee on Education and Labor: Subcommittee on Labor Standards approved for full Committee action amended H.R. 1834, Minimum Wage Restoration Act of 1987.

DEPARTMENT OF ENERGY BUDGET

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on Department of Energy fiscal year 1989 budget. Testimony was heard from John S. Herrington, Secretary of Energy.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials held a hearing on the following bills: H.R. 3781, DOE Waste Cleanup Act of 1987; H.R. 3782, to amend the Solid Waste Disposal Act to improve compliance by Federal facilities with the requirements of subtitle C of the act; H.R. 3783, to amend the Solid Waste Disposal Act to improve compliance with hazardous waste laws at Federal facilities; H.R. 3784, to amend the Solid Waste Disposal Act to clarify the regulation of certain Department of Energy waste under subtitle C of that act; and H.R. 3785, to amend the Solid Waste Disposal Act to clarify provisions concerning the application of certain requirements and sanctions to Federal facilities. Testimony was heard from public witnesses.

Hearings continue March 10.

PCB REGULATORY IMPROVEMENTS ACT

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials approved for full Committee action amended H.R. 3070, to amend the Toxic Substances Control Act to require persons handling polychlorinated biphenyls to comply with the manifest and financial responsibility requirements of the Solid Waste Disposal Act and to require persons carrying out certain intermediate activities with respect to polychlorinated biphenyls to obtain approval from the Environmental Protection Agency.

COMPACT OF FREE ASSOCIATION

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations approved for full Committee action amended H.J. Res. 479, to authorize the entry into force of the "Compact of Free Association" between the United States and the Government of Palau.

Prior to this action, the Subcommittees held a joint hearing on this resolution. Testimony was heard from James Berg, Director, Office of Freely Associated States Affairs, Department of State.

WORLDWIDE NARCOTICS REVIEW AND INTERNATIONAL NARCOTICS CONTROL STRATEGY REPORT

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing on Worldwide Narcotics Review; and to review the 1988 International Narcotics Control Strategy Report. Testimony was heard from Ann Wrobleski, Assistant Secretary, Bureau of International Narcotics Matters, Department of State; and David L. Westrate, Assistant Administrator for Operations, Drug Enforcement Administration, Department of Justice.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts approved for full Committee action amended H. Res. 388, providing amounts from the contingent fund of the House for the expenses of investigations and studies by standing and select committees of the House in the 2d sess. of the 100th Congress.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met in executive session to consider pending business.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on fiscal year 1989 budget request for the NRC. Testimony was heard from the following officials of the NRC: Lando W. Zech, Chairman; Thomas M. Roberts; Frederick M. Bernthal; Kenneth M. Carr; and Kenneth C. Rogers, all Commissioners.

CAVE RESOURCES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended H.R. 1975, to protect cave resources on Federal lands.

ETHICS IN GOVERNMENT ACT AUTHORIZATION FEDERAL CHARTER ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action H.R. 3997, The Ethics in Government Act Authorization Extension Act of 1988.

The Subcommittee also held a hearing on H.R. 3897, Federal Charter Act of 1988. Testimony was heard from Representative McCloskey; Dennis Duquette, Associate Director, Accounting and Financial Management Division, GAO; and James Mann, Deputy Assistant Attorney General, Tax Division, Department of Justice.

FAIR HOUSING AMENDMENTS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights approved for full Committee action as amended H.R. 1158, Fair Housing Amendments Act of 1987.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law concluded oversight and authorization hearings on the Antitrust Division of the Department of Justice. Testimony was heard from Charles F. Rule, Assistant Attorney General, Antitrust Division, Department of Justice.

DEPARTMENT OF TRANSPORTATION ISSUES

Committee on Merchant Marine and Fisheries: Held a hearing on the U.S. Department of Transportation issues, including the U.S. Coast Guard and maritime policy. Testimony was heard from James Burnley IV, Secretary of Transportation.

ARCTIC NATIONAL WILDLIFE REFUGE: WILDLIFE ISSUES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment, hearing on Arctic National Wildlife Refuge: Wildlife Issues. Testimony was heard from the following officials of the Department of Fish and Game, State of Alaska: Al Ott, Regional Supervisor, Habitat Division; and Kenneth Whitten, Game Biologist; and public witnesses.

DECENNIAL CENSUS IMPROVEMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 3511, Decennial Census Improvement Act of 1987. Testimony was heard from the following officials of the Department of Commerce: Robert Ortner, Under Secretary, Economic Affairs; and John G. Keane, Director, Bureau of the Census; and public witnesses.

GENERAL AVIATION STANDARDS ACT

Committee on Public Works and Transportation: Subcommittee on Aviation approved for full Committee action amended H.R. 2238, General Aviation Standards Act of 1987.

DOE AUTHORIZATION

Committee on Science, Space, and Technology; Subcommittee on Energy Research and Development continued hearings on Department of Energy fiscal year 1989 budget request, with emphasis on Fossil Energy. Testimony was heard from public witnesses.

Hearings continue March 8.

NASA POSTURE

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications held a posture hearing on NASA authorization. Testimony was heard from James C. Fletcher, Administrator, NASA.

Hearings continue March 8.

TAX FREE SALES OF DIESEL FUEL

Committee on Small Business: Subcommittee on Energy and Agriculture held a hearing on H.R. 3865, to amend the Internal Revenue Code of 1986 to permit tax-free sales of diesel fuel for use on a farm or for other off-highway uses. Testimony was heard from Senator Gramm; Representatives de la Garza, Schneider, Daub, Schuette, and Jontz; and public witnesses.

VA BUDGET

Committee on Veterans' Affairs: Concluded hearings on proposed VA budget for fiscal year 1989. Testimony was heard from representatives of veterans' organizations.

LOW-INCOME HOUSING TAX CREDITS AND PRESERVING THE STOCK OF LOW-INCOME HOUSING

Committee on Ways and Means: Subcommittee on Select Revenue Measures concluded hearings on low-income housing tax credits and the role of tax policy in preserving the stock of low-income housing. Testimony was heard from Representative Frank; Thomas T. Demery, Assistant Secretary for Housing, Department of Housing and Urban Development; John H. Luke, Associate Director, Resources Community and Economic Development Division, GAO; and public witnesses.

NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1989 National Foreign Intelligence Program Budget. Testimony was heard from departmental witnesses.

Joint Meeting

OMNIBUS TRADE AND COMPETITIVENESS ACT—SMALL BUSINESS PROVISIONS

Conferees resolved the differences between the Senate- and House-passed versions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987, dealing with the small business provisions.

Friday, March 4, 1988

Senate

Chamber Action

Routine Proceedings, pages 3321–3499

Measures Introduced: Twenty-three bills and three resolutions were introduced, as follows: S. 2135–2157, and S. Res. 391–393.

Page 3414

Measures Reported: Reports were made as follows: S.J. Res. 267, in support of democracy in Panama, with amendments.

Page 3414

Measures Passed:

Nevada-Florida Land Exchange Authorization Act: Senate passed S. 854, to direct the Secretary of the Interior to exchange specified public lands in Clark, Lincoln, and Mineral Counties, Nevada, for specified private lands in Dade County, Florida, and to direct the Secretary to sell the Florida lands to the South Florida Water Management District, after agreeing to a committee amendment in the nature of a substitute.

Page 3375

National Mining Hall of Fame and Museum: Senate passed S. 450, to recognize the organization known as the National Mining Hall of Fame and Museum.

Page 3379

82nd Airborne Division Association, Inc.: Senate passed S. 840, to recognize the organization known as the 82nd Airborne Division Association, Incorporated.

Page 3380

Relief for the U.S. Soybean Industry: Senate agreed to S. Con. Res. 94, to express the sense of the Congress regarding relief for the United States soybean industry under section 301 of the Trade Act of 1974, after agreeing to a committee amendment in the nature of a substitute.

Page 3381

Soviet Persecution of Religious Believers in Ukraine: Senate passed S.J. Res. 235, to deplore the Soviet Government's active persecution of religious believers in Ukraine.

Page 3382

Order to Kill Berlin Wall Escapees: Senate agreed to S. Con. Res. 82, to urge the German Democratic chief of state Erich Honecker to repeal permanently the order directing East German border guards to shoot to kill anyone who, without authorization, attempts to cross the Berlin Wall, and to issue an order to tear down the Berlin Wall.

Page 3383

North Korean Support of Terrorist Activities: Senate agreed to S. Con. Res. 99, to condemn North Korea's support for terrorist activities, after agreeing to a committee amendment in the nature of a substitute.

Page 3383

Contributions of John Foster Dulles: Senate agreed to S. Con. Res. 102, to express the sense of the Congress regarding the contributions of John Foster Dulles in international affairs.

Page 3384

Agricultural Act Amendments: Senate passed S. 2151, to amend section 416 of the Agricultural Act of 1949, relating to wheat, rice, and feed grains.

Page 3384

Directing Senate Legal Counsel: Senate agreed to S. Res. 392, to direct the Senate Legal counsel to represent Senate subpoena respondents in the case of *Southern Air Transport, Inc.* v. *Post-Newsweek Stations of Florida, Inc., et al.,* 87–23989, pending in the State Circuit Court for the 11th Judicial Circuit of Florida.

Page 3386

Authorizing Printing: Senate agreed to S. Res. 393, to authorizing the printing as a Senate document "The INF Treaty and the Future of the Alliance—Report by a Senate Delegation to Five NATO Countries, Led by Majority Leader Robert C. Byrd, February 6–14, 1988."

Page 3384

Indefinitely Postponed:

United States Assistance to Panama: Senate indefinitely postponed S. 1614, to restrict United

States assistance to Panama, with a committee amendment in the nature of a substitute.

Page 3384

Intelligence Oversight Act: Senate began consideration of S. 1721, to improve the congressional oversight of certain intelligence activities, and to strengthen the process by which such activities are approved within the Executive Branch, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows:

Page 3327

Adopted:

(1) Chafee Amendment No. 1626, to provide that information provided by the President pursuant to subsection 503(c)(4) of Section 2 of the bill shall be subject to the provisions of S. Res. 400, 94th Congress, and to Rule XLVII of the Rules of the House of Representatives, and may be subsequently disclosed by the recipients only in accordance with the applicable provisions of such resolution or rule.

Page 3361

(2) Quayle Amendment No. 1629, to revise Section 503 of the bill, to require monthly Presidential explanations for his reasons for limiting notification of certain intelligence activities to only the House Speaker and Minority Leader and the Senate Majority and Minority Leaders.

Page 3370

Rejected:

McClure Amendment No. 1623, outlining conditions under which the President may withhold transmission of findings to the Congress pursuant to subsections (1) and (2) of Section 5 of the bill. (By 65 yeas to 23 nays (Vote No. 44), Senate tabled the amendment.) Page 3327

Withdrawn:

(1) Helms Amendment No. 1625, to express the sense of the Senate that unless and until the Republic of Panama promptly extradites to the United States for trial Gen. Manuel Noriega on charges of drug trafficking, the President of the United States should consider initiating the phased withdrawal of dependents of United States military personnel stationed in Panama and should notify the Government of Panama of the intention of the United States to suspend, should it prove to be required by the supreme national security interests of the United States, the operation of any provision of the Panama Canal Treaties of 1978 mandating the withdrawal of United States military personnel or the closure of any United States military base protecting the Panama Canal.

Page 3345

(2) Symms Amendment No. 1628, to provide that the Senate shall not consider in Executive Session the proposed Treaty Between the United States and the Union of Soviet Socialist Republics Concerning Intermediate-Range Nuclear Forces unless and until the President certifies that the Soviet Union has provided accurate data regarding the size and composition of its SS–20 missile force.

Page 3364

A cloture motion was entered to close further debate on the Committee substitute for S. 1721, and pursuant to the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Tuesday, March 15.

Page 3371

Polygraph Protection Act: Senate insisted on its amendments to H.R. 1212, to prevent the denial of employment opportunities by prohibiting the use of lie detectors by employers involved in or affecting interstate commerce, requested a conference with the House thereon, and appointed as conferees Senators Kennedy, Metzenbaum, Matsunaga, Hatch, and Stafford.

Page 3384

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 83 yeas (Vote No. 45), William F. Burns, of Pennsylvania, to be Director of the United States Arms Control and Disarmament Agency.

Page 3363

Authority for Committees: All committees were authorized to file reports during the adjournment of the Senate on Thursday, March 10, from 10 a.m. until 3 p.m.

Page 3499

Authority To Make Appointments: Notwithstanding the adjournment of the Senate, the President of the Senate, the President pro tempore, and the Deputy President pro tempore were authorized to make appointments to commissions and committees authorized by law, by concurrent action of the two Houses, or by order of the Senate.

Page 3499

Messages From the House: Page 3413

Measures Referred: Page 3413

Measures Read First Time: Page 3413

Statements on Introduced Bills: Page 3414

Amendments Submitted: Page 3454

Additional Cosponsors: Page 3453

Authority for Committees: Page 3475

Notices of Hearings: Page 3475

Additional Statements: Page 3475

Record Votes: Two record votes were taken today. (Total—45)

Pages 3331, 3364

Adjournment: Senate convened at 8:45 a.m., and, in accordance with S. Con. Res. 101, adjourned at 5:29 p.m., until 12 noon, on Monday, March 14, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 3499.)

Committee Meetings

1989 BUDGET

Committee on Appropriations: Committee concluded hearings on the President's proposed budget for fiscal year 1989 after receiving testimony from James L. Blum, Acting Director, Congressional Budget Office.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on Soviet strategic force developments, receiving testimony from Lawrence K. Gershwin, and Steve Davila, Assistant Production Manager, both of the National Intelligence Office for Strategic Programs.

Hearings were recessed subject to call.

1989 BUDGET

Committee on the Budget: Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1989 budget, receiving testimony from James A. Baker III, Secretary of the Treasury.

Hearings continue on Wednesday, March 16.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following resolutions:

S. Res. 384, regarding the banning of political activity in South Africa; and

S.J. Res. 267, in support of democracy in Panama, with amendments.

PANAMA

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the situation in Panama from Michael H. Armacost, Under Secretary of State for Political Affairs.

Committee recessed subject to call.

U.S. CLAIMS COURT IMPROVEMENT ACT

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice held hearings on S. 1608, to revise the Federal judicial code with respect to the administration of the United States Claims Courts, and the salaries and benefits of Claims Court judges, receiving testimony from Loren Smith, Chief Judge, United States Claims Court; Stephen J. Markman, Assistant Attorney General, Office of Legal Policy, Department of Justice; Clarence T. Kipps, Jr., Chairman, Advisory Council to the United States Claims Court, Washington, DC; and Randolph W. Thrower, United States Claims Court Bar Association, Atlanta, Georgia.

Hearings were recessed subject to call.

1989 BUDGET/VETERANS' HOME LOAN PROGRAM

Committee on Veterans' Affairs: Committee concluded hearings to review the President's proposed budget request for fiscal year 1989 for veterans' programs, and on S. 2049, to establish an independent national commission on the Veterans' Administration home loan guaranty program, to authorize reductions in the interest rate on loans made by the Veterans' Administration to finance the sales of properties acquired by the Veterans' Administration as the result of foreclosures, and to establish credit worthiness requirements for assumptions of VA vendee loans, after receiving testimony from Thomas K. Turnage, Administrator of Veterans' Affairs, Veterans' Administration; Donald E. Shasteen, Assistant Secretary of Labor for Veterans' Employment and Training; James N. Magill, Veterans of Foreign Wars, Jesse Brown, and David W. Gorman, both of the Disabled American Veterans, R. Jack Powell, Paralyzed Veterans of America, Noel C. Woosley, AMVETS, John F. Sommer, Jr., Dennis Rhoades, and Samuel J. Walsh, all of the American Legion, Thomas A. Sherwood, and Paul Egan, both of the Vietnam Veterans of America, and Robert M. O'Toole, Mortgage Bankers Association of America, all of Washington, DC; Jennie L. Stabile, Tarzana, California, on behalf of the National Association of Realtors; Shirley McVay-Wiseman, Lexington, Kentucky, on behalf of the National Association of Home Builders; and Capt. Daryl B. Magid, and Capt. William H. Bowler, both of Fort Gordon, Georgia.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, March 7.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Commission on Security and Cooperation in Europe, Marine Mammal Commission, and on Federal Maritime Commission. Testimony was heard from Representative Hoyer, Chairman, Commission on Security and Cooperation in Europe; William Fox, Acting Chairman, Marine Mammal Commission; and Edward J. Philbin, Acting Chairman, Federal Maritime Commission.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on the Office of General Counsel. Testimony was heard from Christopher Hicks, General Counsel, Office of General Counsel, USDA.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on the military construction portion of the fiscal year 1989 defense budget. Testimony was heard from the following officials of the Department of Defense: John B. Rosamond, Deputy Assistant Secretary (Guard/Reserve Materiel and Facilities); Brig. Gen. William A. Navas, Jr., Deputy Director, Army National Guard, Maj. Gen. William F. Ward, Chief, Army Reserve; Capt. James D. Olson, Acting Deputy Director, Naval Reserve; Brig. Gen. John G. McMerty, Deputy Director, Air National Guard; and Brig. Gen. Shirley M. Carpenter, Deputy Chief, Air Force Reserve.

Hearings continue March 9.

MISCELLANEOUS MEASURES; NIH REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the following bills: H.R. 3361, National Institute on Deafness and Other Communication Disorders Act; H.R. 4013, to amend the Public Health Service Act to establish a National Center for Medical Rehabilitation Research; and miscellaneous issues relating to the reauthorization of the National Institute of Health. Testimony was heard from Representative Pepper, and public witnesses.

Joint Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to review the employment and unemployment figures for February, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

Monday, March 7, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, March 14, at 12 noon.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 4100 and 4101; and 1 resolution, H. Res. 396 were introduced.

Page 3508

Bill Reported: One report was filed as follows: H.R. 1430, authorize decorations, medals, and other recognition for service in the United States Merchant Marine, amended (H. Rept. 100–510, filed on March 4).

Page 3508

Air Force Academy Board of Visitors: The Speaker appointed as a member of the United States Air Force Academy Board of Visitors on the part of the House, Representative DeLay, vice Representative Lewis of California, resigned.

Page 3500

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 12 p.m. and adjourned at 1:05 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Equal Employment Opportunity Commission, and on Christopher Columbus Quincentenary Commission. Testimony was heard from Clarence Thomas, Chairman, EEOC; and John Nicholas Goudie, Chairman, Columbus Quincentenary Commission.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Medical Programs. Testimony was heard from the following officials of the Department of Defense: Dr. William Mayer, Assistant

Secretary (Health Affairs); and VAdm. James A. Zimble, Surgeon General, USN.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Commission of Fine Arts, National Gallery of Art, National Capital Planning Commission, Pennsylvania Avenue Development Corporation, and on Holocaust Memorial Council. Testimony was heard from J. Carter Brown, Chairman, Commission of Fine Arts; Glen T. Urquhart, Chairman, National Capital Planning Commission; Henry A. Berliner, Jr., Chairman, Pennsylvania Avenue Development Corporation; and Lyle Ryter, Executive Director, Holocaust Memorial Council.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on National Institute of Dental Research, and on National Institute of Environmental Health Science. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Harold Loe, Director, National Institute of Dental Research; and Dr. David P. Rall, Director, National Institute of Environmental Health Sciences.

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Tuesday, March 8, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, March 14, at 12 noon.

Committee Meetings

(See Joint Meetings.)

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 4102–4109; 1 private bill, H.R. 4110; and 2 resolutions, H.J. Res. 487 and H. Res. 397 were introduced.

Page 3547

Bill Reported: One report was filed as follows: H.R. 925, to entitle employees to family leave in certain cases involving a birth, an adoption, or a serious health condition and to temporary medical leave in certain cases involving a serious health condition, with adequate protection of the employees' employment and benefit rights, and to establish a commission to study ways of providing salary replacement for employees who take any such leave.

Page 3547

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of March 9.

Page 3520

Commission on Children: The Speaker appointed the following individuals as members of the National Commission on Children on the part of the House:

Individuals providing services, activities or research for children: Mr. Gerald W. McEntee of Washington, DC, Dr. T. Berry Brazelton of Cambridge, Massachusetts, Dr. Donald J. Cohen of New Haven, Connecticut, and Mrs. Mary Hatwood Futrell of Washington, DC.

Individuals who are elected or appointed public officials: Representative Miller of California; and Mrs. Ruth W. Massinga of Silver Spring, Maryland, and Mrs. Martha Griffiths of Lansing, Michigan.

Individuals who are parents or represent parent organizations: Mrs. Nancy M. Daly of Los Angeles, California, Mrs. Sarah C. Shuptrine of Columbia, South Carolina, Mrs. Bernice Weissbourd of Evanston, Illinois, and Mr. A. Sidney Johnson III, of Bethesda, Maryland.

Page 3521

Suspensions: House voted to suspend the rules and pass the following bills:

Merchant marine decorations and medals: H.R. 1430, amended, to authorize decorations, medals and other recognition for service in the United States merchant marine; and

Page 3521

Vessel conveyance: H.R. 2032, amended, to authorize the conveyance of the Liberty ship *Protector*. Agreed to amend the title.

Page 3524

Legislative Program: It was made in order to consider the following resolutions in the House on Wednesday, March 9, and Thursday, March 10: H. Res. 397, affirming that the House of Representatives recognizes Eric Arturo Delvalle as the President of Panama, and calling upon General Noriega to comply with President Delvalle's order dismissing him from his position as the commander of the Panamanian Defense Forces; and H. Con. Res. 259, marking the fourth anniversary of the closing of ABC Color, the only independent newspaper in Paraguay; condemning the refusal of the Government of Paraguay to permit the reopening of ABC

Color; and urging the Government of Paraguay to guarantee freedom of the press.

Page 3527

Referrals: Five Senate-passed measures were referred to the appropriate House committees.

Page 3543

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 3:11 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Supreme Court, and U.S. Information Agency. Testimony was heard from Antonin Scalia, Associate Justice, U.S. Supreme Court; and Charles Z. Wick, Director, U.S. Information Agency.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Fiscal Year 1989 Air Force Posture. Testimony was heard from the following officials of the Department of the Air Force: Edward C. Aldridge, Jr., Secretary; and Gen. Larry D. Welch, Chief of Staff for Personnel.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Fish and Wildlife Service. Testimony was heard from Frank M. Dunkle, Director, U.S. Fish and Wildlife Service, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on National Institute of Arthritis, Musculoskeletal and Skin Diseases, National Institute of Diabetes, and Digestive and Kidney Diseases, and National Institute of Child Health and Human Development and National Institute of Allergy and Infectious Diseases. Testimony was heard from the following officials of NIH, Department of Health and Human Services: Dr. Lawrence E. Shulman, Director, National Institute of Arthritis, Musculoskeletal and Skin Diseases; Dr. Phillip E. Gordon, Director, National Institute of Diabetes, and Digestive and Kidney Diseases; Dr. Duane Alexander, Director, National Institute of Child Health and Human Development; and Dr. Anthony Fauci, Director, National Institute of Allergy and Infectious Diseases.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Coast Guard. Testimony was heard from Adm. Paul A. Yost, Commandant USCG, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on the IRS and the Secret Service. Testimony was heard from the following officials of the Department of the Treasury: Lawrence Gibbs, Commissioner, IRS; and John R. Simpson, Director, Secret Service.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems and the Subcommittee on Research and Development met in executive session to hold a joint hearing on fiscal year 1989 defense authorization. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems met in executive session to hold a hearing on the procurement portion of the fiscal year 1989 defense authorization. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials met in executive session to continue hearings on the seapower-related procurement portion of the fiscal year 1989 defense authorization request. Testimony was heard from VAdm. Paul F. McCarthy, Director, Office of Research and Development Requirements, Test and Evaluation, Department of the Navy.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES; FEDERAL ENERGY MANAGEMENT IMPROVEMENT ACT

Committee on Energy and Commerce: Subcommittee on Energy and Power approved for full Committee action the following bills: H.R. 4065, to amend the National Energy Conservation Policy Act with respect to the energy policy of the United States, H.R. 2884, amended Uniform Regulatory Jurisdiction Act of 1987; and H.R. 2701, to amend the National Gas Policy Act of 1978 to remove certain contract duration and right of first refusal requirements.

The Subcommittee also held a hearing on H.R. 4065, to amend the National Energy Conservation

Policy Act with respect to the energy policy of the United States. Testimony was heard from Jeffrey Jones, Director, Energy Policy, Department of Defense; John T. Myers, Deputy Assistant Commissioner, Real Property Management, GSA; and public witnesses.

RESOLUTIONS REGARDING PARAGUAY AND PANAMA: BUDGET REPORT

Committee on Foreign Affairs: Ordered reported the following resolutions: H. Con. Res. 259, marking the fourth anniversary of the closing of ABC Color, the only independent newspaper of Paraguay; condemning the refusal of the Government of Paraguay to permit the reopening of ABC Color; and urging the Government of Paraguay to guarantee freedom of the press; and a resolution regarding the situation in Panama.

The Committee also approved budget recommendations for the report to the Committee on the Budget.

POLITICAL CRISIS IN HAITI

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs held a hearing on the political crisis in Haiti. Testimony was heard from public witnesses.

FEDERAL ELECTION COMMISSION AUTHORIZATION

Committee on House Administration: Subcommittee on Elections held a hearing on Federal Election Commission 1989 authorization. Testimony was heard from the following officials of the Federal Election Commission: Danny McDonald, Vice Chairman and Chairman, Finance Committee; LeeAnn Elliot, member, Finance Committee; and Thomas Josefiak, Chairman, all Commissioners.

INDIAN LEGISLATION

Committee on Interior and Insular Affairs: Held a hearing on the following bills: H.R. 3456, to provide for the lease, sale, and other disposition of lands owned in fee simple by the Mississippi Band of Choctaw Indians; and H.R. 3679, Lac Vieux Desert Band of Lake Superior Chippewa Indians Act. Testimony was heard from Representative Davis of Michigan; from the following officials of the Department of the Interior: Hazel Elbert, Deputy Assistant to the Assistant Secretary for Indian Affairs (Indian Services); and Robert Baracker, Acting Deputy to the Assistant Secretary, Indian Affairs (Trust and Economic Development), both with the Bureau of Indian Affairs; and public witnesses.

BLACK REVOLUTIONARY WAR PATRIOTS MEMORIAL; KOREAN WAR VETERANS MEMORIAL

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following resolutions: S.J. Res. 216, approving, the location of the Black Revolutionary War Patriots Memorial; and S.J. Res. 225, approving, the location of the Korean War Memorial.

Prior to this action, the Subcommittee held a hearing on S.J. Res. 216. Testimony was heard from Representative Johnson of Connecticut; Manus J. Fish, Regional Director, National Capital Region, National Park Service, Department of the Interior; and public witnesses.

DOE AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development continued hearings on Department of Energy fiscal year 1989 budget request, with emphasis on Solar/Renewables. Testimony was heard from Donna Fitzpatrick, Assistant Secretary, Conservation and Renewable Energy, Department of Energy; and public witnesses.

Hearings continue tomorrow.

MODERNIZATION OF THE WEATHER SERVICE

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on the modernization of the Weather Service. Testimony was heard from Joe Friday, Deputy Assistant Administrator, National Weather Service, Department of Commerce; and public witnesses.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications continued hearings on NASA authorization. Testimony was heard from the following officials of NASA: Richard H. Truly, Associate Administrator, Office of Space Flight; and George A. Rodney, Associate Administrator, Safety, Reliability, Maintainability and Quality Assurance (Systems Assurance).

Hearings continue tomorrow.

U.S./CANADA FREE TRADE AGREEMENT

Committee on Small Business: Subcommittee on Regulation and Business Problems held a hearing on the U.S./Canada Free Trade Agreement and the impact on Domestic Plywood Manufactures. Testimony was heard from Representative Smith of Oregon; Alan F. Holmer, Deputy Representative, Office of the U.S. Trade Representative; Ann Hughes, Deputy

Assistant Secretary, Western Hemisphere, Department of Commerce; Erwin Schaffer, Assistant Director, Forest Products Research Laboratory, U.S. Forest Service, USDA; and public witnesses.

NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1989 National Foreign Intelligence Program Budget. Testimony was heard from departmental witnesses.

Hearings continue March 10.

Joint Meeting

VETERANS OF FOREIGN WARS

Joint Hearing: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs, to review legislative priorities of the Veterans of Foreign Wars of the United States, after receiving testimony from Cooper T. Holt, Executive Director, Frederico Juarbe, Jr., Director, National Veterans Service, James N. Magill, Director, National Legislative Service, and Earl L. Stock, Jr., National Commander in Chief, all of the Veterans of Foreign Wars, Washington, DC.

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Wednesday, March 9, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, March 14, at 12 noon.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 4111–4127; and 4 resolutions, H.J. Res. 488 and 489, H. Con. Res. 260, and H. Res. 398 were introduced.

Page 3604

Report Filed: One report was filed as follows: H. Res. 388, providing amounts from the contingent fund of the House for the expenses of investigations and studies by standing and select committees of the House in the second session of the One Hundredth Congress (H. Rept. 100–512).

Page 3604

Journal: By a yea-and-nay vote of 253 yeas to 120 nays, Roll No. 26, the House approved the Journal of March 8.

Page 3571

Military Medical Benefits: House passed H.R. 3967, to amend the Department of Defense Authorization Act, 1985, to extend medical benefits for certain former spouses.

Page 3571

Canada-U.S. Interparliamentary Group: The Speaker appointed as members of the United States delegation to the 29th meeting of the Canada-United States Interparliamentary Group the following Members on the part of the House: Representatives Gejdenson, Chairman, Fascell, Vice Chairman, Gibbons, Hamilton, Oberstar, AuCoin, LaFalce, Broomfield, Horton, Stangeland, Martin of New York, and Miller of Washington.

Page 3573

Select Committee on Hunger: The Speaker appointed Representative Herger as an additional member of the House Select Committee on Hunger.

Page 3573

Committee Resignation: Read and accepted a letter from Representative Lancaster wherein he resigns as a member of the Committee on Public Works and Transportation.

Page 3577

Paraguayan Free Press: House agreed to H. Con. Res. 259, marking the fourth anniversary of the closing of ABC Color, the only independent newspaper in Paraguay; condemning the refusal of the Government of Paraguay to permit the reopening of ABC Color; and urging the Government of Paraguay to guarantee freedom of the press.

Page 3577

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today. There were no quorum calls.

Page 3571

Adjournment: The House met at 2 p.m. and adjourned at 6:09 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Secretary of Commerce, and Department of Commerce-General Administration, Minority Business Development Agency, and on U.S. Travel and

Tourism Administration. Testimony was heard from the following officials of the Department of Commerce: C. William Verity, Secretary; Katherine M. Bulow, Assistant Secretary, Administration; James H. Richardson Gonzales, Director, Minority Business Development Agency; and Donna F. Tuttle, Under Secretary, Travel and Tourism, U.S. Travel and Tourism Administration.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Army Military Personnel and on Navy Military Personnel. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Alan K. Ono, USA, Deputy Chief of Chief for Personnel; and VAdm. L.A. Edney, Deputy Chief of Naval Operations for Manpower, Personnel and Training.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Secretary of the Interior, Bureau of Reclamation and on River Basin Commissions. Testimony was heard from the following officials of the Department of the Interior: Donald Paul Hodel, Secretary; James W. Ziglar, Assistant Secretary, Water and Science; and C. Dale Duvall, Commissioner, Bureau of Reclamation; Warner M. Depuy, U.S. Commissioner, Susquehanna River Basin Commission; George J. Kanuck, Jr., U.S. Commissioner, Delaware River Basin Commission; and Theodore P. Perros, Chairman, Interstate Commission on the Potomac River Basin.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittees on Foreign Operations, Export Financing and Related Programs held a hearing on Overview Panel on Foreign Assistance. Testimony was heard from public witnesses.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on VA. Testimony was heard from Thomas K. Turnage, Administrator, VA.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Indian Health Service. Testimony was heard from Dr. Everett R. Rhoades, Director, Indian Health Service, Health Resources and Services Administration, Department of Health and Human Services.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on National Eye Institute, and National Institute of General Medical Sciences, and on Research Resources, and National Institute of Aging. Testimony was heard from the following officials of NIH, Department of Health and Human Services: Dr. Carl Kupfer, Director, National Eye Institute; Dr. Ruth Kirchstein, Director, National Institute of General Medical Sciences; Dr. Betty H. Pickett, Director, Research Resources; and Dr. T. Franklin Williams, Director, National Institute on Aging.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on House of Representatives, Joint Items (excluding Joint Committees), and on Congressional Budget Office. Testimony was heard from the following Officers of the House of Representatives: Donnald K. Anderson, Clerk; Jack Russ, Sergeant at Arms; James T. Molloy, Doorkeeper; and Robert V. Rota, Postmaster; and James L. Blum, Acting Director, CBO.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Foreign Agricultural Service, Office of the General Sales Manager, and on Office of International Cooperation and Development. Testimony was heard from the following officials of the USDA: Richard Goldberg, Acting Under Secretary, International Affairs and Commodity Programs; Thomas O. Kay, Administrator, Foreign Agricultural Service; Melvin E. Sims, General Sales Manager; and Joan S. Wallace, Administrator, Office of International Cooperation and Development.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on National Transportation Safety Board. Testimony was heard from James E. Burnett, Chairman, National Transportation Safety Board.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on Council of Economic Advisors, Committee for Purchase from the Blind and Other Severely Handicapped, Bureau of Engraving and Printing, and United States Mint. Testimony was heard from

Beryl W. Sprinkel, Chairman, Council of Economic Advisors; Frank Gearde, Jr., Chairman, Committee for Purchase from the Blind and Other Severely Handicapped; and from the following officials of the Department of the Treasury: Robert J. Leuver, Director, Bureau of Engraving and Printing; and Donna Pope, Director, United States Mint.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities met in executive session to hold a hearing on the civil defense portion of the fiscal year 1989 defense authorization. Testimony was heard from Julius W. Becton, Jr., Director, Federal Emergency Management Agency; Craig Alderman, Jr., Deputy Under Secretary for Policy, Office of the Secretary, Department of Defense.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on the manpower portion of the fiscal year 1989 defense authorization, with emphasis on peacetime medical care. Testimony was heard from the following officials of the Department of Defense: Dr. William Mayer, Assistant Secretary, Health Affairs; Lt. Gen. Quinn H. Becker, Surgeon General of the Army; VAdm. James A. Zimble, Surgeon General of the Navy; and Lt. Gen. Murphy A. Chesney, Surgeon General of the Air Force.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems and the Subcommittee on Research and Development met in executive session to conclude joint hearings on the fiscal year 1989 defense authorization. Testimony was heard from Larry W. Woodruff, Deputy Under Secretary, Strategic and Theater Nuclear Forces, Department of Defense.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portion of the fiscal year 1989 defense authorization. Testimony was heard from the following officials of the Department of Defense: Thomas J. Welch, Deputy Assistant for Chemical Matters to the Assistant Secretary for Atomic Energy; and John Shannon, Assistant Secretary of the Army for Installations and Logistics.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings in executive session on the operation and maintenance portion of the fiscal year 1989 defense authorization, with emphasis on Army combat support/combat service support readiness and capabilities. Testimony was heard from Richard Davis, Senior Associate Director, National Security and International Affairs Division (NSIAD/Army), GAO; and from the following officials of the Department of Defense: Capt. John B. Godley, USN Res., Acting Deputy Assistant Secretary, Guard/Reserve Readiness and Training; and Maj. Gen. James D. Smith, USA, Director, Operations, Readiness, Office of the Deputy Chief of Staff, Operations and Plans.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the RDT&E portion of the fiscal year 1989 defense authorization, with emphasis on command, control, communications and intelligence. Testimony was heard from Thomas P. Quinn, Acting Assistant Secretary, Command, Control, Communications and Intelligence, Department of Defense.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the seapower-related procurement portion of the fiscal year 1989 defense authorization, with emphasis on submarine programs. Testimony was heard from the following officials of the Department of the Navy: Adm. Kinnaird McKee, Director, Nuclear Propulsion, Naval Sea Systems Command; and VAdm. Bruce DeMars, Assistant Chief, Naval Operations for Undersea Warfare.

Hearings continue tomorrow.

THIRD WORLD DEBT

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance and the Subcommittee on International Finance, Trade and Monetary Policy held a joint hearing on Third World Debt. Testimony was heard from Manuel H. Johnson, Vice Chairman, Board of Governors, Federal Reserve System; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor-Management Relations held an oversight hearing on practices and operations under the National Labor Relations Board. Testimony was heard from public witnesses.

U.S./CANADA FREE TRADE AGREEMENT

Committee on Energy and Commerce: Subcommittee on Energy and Power concluded hearings on U.S.-Canada Free Trade Agreement, with emphasis on electricity and uranium. Testimony was heard from William F. Martin, Deputy Secretary, Department of Energy; Alan F. Holmer, Deputy U.S. Trade Representative; and public witnesses.

TELEMARKETING FRAUD PREVENTION ACT

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials held a hearing on the Telemarketing Fraud Prevention Act of 1988. Testimony was heard from Thomas Miller, Attorney General, State of Iowa; Robert Stephan, Attorney General, State of Kansas; and public witnesses.

U.S. NATIONAL SECURITY POLICY

Committee on Foreign Affairs: Held a hearing to review the U.S. National Security Policy. Testimony was heard from Frank C. Carlucci, Secretary of Defense.

OVERSIGHT

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held an oversight hearing on National Policy Related to U.S. Fishery Export Promotion. Testimony was heard from Ambassador Edward E. Wolfe, Office of Oceans and International Environmental and Scientific Affairs, Department of State; Lew Cramer, Executive Director of Export Now, Department of Commerce; and Dan Conable, Deputy Assistant Administrator, Commodities and Marketing Programs Division, Foreign Agricultural Service, USDA.

NARCOTICS REVIEW IN THE CARIBBEAN

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing on Narcotics Review in the Caribbean. Testimony was heard from the following officials of the Department of State: Ann Wrobleski, Assistant Secretary, Bureau of International Narcotics Matters; and Elliot Abrams, Assistant Secretary, Bureau of Inter-American Affairs; and Tom Byrne, Deputy Assistant Administrator, Office of Intelligence, Drug Enforcement Administration, Department of Justice.

COMMITTEE FUNDING

Committee on House Administration: Ordered reported amended H. Res. 388, providing amounts from the contingent fund of the House for the expenses of investigations and studies by standing and select committees of the House in the 2d session of the 100th Congress.

The Committee also approved other pending business.

MISCELLANEOUS MEASURES; BUDGET REPORT

Committee on Interior and Insular Affairs: Ordered reported the following measures: H.R. 1845, amended, Nevada-Florida Land Exchange Authorization Act of 1987; S.J. Res. 216, approving the location of the Black Revolutionary War Patriots Memorial; and S.J. Res. 225, approving the location of the Korean War Memorial.

The Committee also approved recommendations for the report to the Committee on the Budget.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Investigations held an oversight hearing concerning the threat of sabotage and terrorism to commercial nuclear power reactors in the United States. Testimony was heard from the following officials of the NRC: Lando W. Zech, Jr., Chairman; Frederick Bernthal; Kenneth M. Carr; Thomas M. Roberts and Kenneth Rogers, all Commissioners; and public witnesses.

BERNE CONVENTION IMPLEMENTION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action the introduction of a clean bill in lieu of H.R. 1623, Berne Convention Implementation Act of 1987.

NOAA BUDGET REQUEST

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on fiscal year 1989 budget request for NOAA. Testimony was heard from the following officials of the NOAA, Department of Commerce: Don Carey, Deputy Assistant Administrator, National Oceanic Service; Alan Thomas, Deputy Assistant Administrator, Oceanic and Atmospheric Research; and Russell Koffler, Acting Deputy Assistant Administrator for Environmental Satellite; and public witnesses.

FEDERAL EMPLOYEE FAMILY-BUILDING ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 2852, Federal Employee Family-Building Act of 1987. Testimony was heard from Jean Barber, Assistant Director for Retirement and Insurance Group, Office of Personnel Management; and public witnesses.

BUDGET PROPOSALS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on the impact of the Administration's budget proposals. Testimony was heard from the following officials of the Department of Transportation: Robert

E. Farris, Deputy Adminstrator, Federal Highway Administration; M. Cynthia Douglass, Administrator, Research and Special Programs Administration; Adele Spielberger, Associate Administrator, Plans and Policy, National Highway Traffic Safety Administration; and John Spencer, Director, Office of Budget and Financial Management, Urban Mass Transportation Adminstration; and public witnesses.

DOE AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development continued hearings on Department of Energy fiscal year 1989 budget request, with emphasis on Solar/Renewables. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications continued hearings on NASA authorization. Testimony was heard from Lennard A. Fisk, Associate Administrator, Space Science and Applications, NASA.

Hearings continue tomorrow.

SBA BUDGET REQUEST AND AUTHORIZATION

Committee on Small Business: Subcommittee on SBA and General Economy held a hearing on the SBA fiscal year 1989 budget request and reauthorization. Testimony was heard from James Abdnor, Administrator, SBA; and a public witness.

BUDGET REPORT

Committee on Ways and Means: Approved recommendations for the report to the Committee on the Budget.

YOUTH AND VIOLENCE: THE CURRENT CRISIS

Select Committee on Children, Youth, and Families: Held a hearing on "Youth and Violence: The Current Crisis". Testimony was heard from public witnesses.

Joint Meeting

ECONOMIC OUTLOOK

Joint Economic Committee: Committee held hearings on the national economic outlook for 1988, receiving testimony from James A. Baker III, Secretary of the Treasury.

Hearings continue on Tuesday, March 15.

Thursday, March 10, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, March 14, at 12 noon.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 4128–4142; and 5 resolutions, H.J. Res. 490, H. Con. Res. 261–263, and H. Res. 399 were introduced.

Page 3764

Journal: By a yea-and-nay vote of 241 yeas to 112 nays, Roll No. 27, the House approved the Journal of Wednesday, March 9.

Page 3636

Mint Authorization: House cleared for the President H.R. 2631, to authorize appropriations for the Bureau of the Mint for fiscal year 1988; by agreeing to the Senate amendments thereto.

Page 3636

Panama: By a yea-and-nay vote of 367 yeas to 2 nays, Roll No. 28, the House agreed to H. Res. 399, affirming that the House of Representatives recognizes Eric Arturo Delvalle as the President of Panama, and calling upon General Noriega to comply with President Delvalle's order dismissing him from his position as the commander of the Panamanian Defense Forces.

Page 3641

Stuttering Awareness Week: House passed and cleared for the President S.J. Res. 125, to designate the period commencing on May 9, 1988, and ending on May 15, 1988, as "National Stuttering Awareness Week".

Page 3647

Greek Independence Day: House passed and cleared for the President S.J. Res. 218, to designate March 25, 1988, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy".

Page 3648

NHS NeighborWorks Week: House passed and cleared for the President S.J. Res. 252, designating

June 5–11, 1988, as "National NHS NeighborWorks Week".

Page 3649

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 3636, 3646. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 2:39 p.m.

Committee Meetings

BUDGET REPORT

Committee on Agriculture: Approved budget recommendations for the report to the Committee on the Budget.

BUDGET REPORT

Committee on Appropriations: Approved budget recommendations for the report to the Committee on the Budget.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on U.S. Marshals Service, Assets Forfeiture Fund, and U.S. Trustees System, National Telecommunications and Information Administration, and NOAA. Testimony was heard from the following officials of the Department of Justice: Stanley E. Morris, Director, U.S. Marshals Service; and Thomas J. Stanton, Director, U.S. Trustees System; the following officials of the Department of Commerce: Alfred C. Sikes, Assistant Secretary, Communications and Information; and Melvin Peterson, Acting Under Secretary, Oceans and Atmosphere, NOAA.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Marine Corps Military Personnel and on Air Force Military Personnel. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. J.I. Hudson, USMC, Deputy Chief of Staff for Manpower; and Lt. Gen. Thomas J. Hickey, USAF, Deputy Chief of Staff, Personnel, HQ, USAF.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Secretary of Energy. Testimony was heard from John S. Herrington, Secretary of Energy.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Secretary of State. Testimony was heard from George P. Shultz, Secretary of State.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies concluded hearings on VA. Testimony was heard from Thomas K. Turnage, Administrator, VA.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued appropriations hearing, with emphasis on energy related programs. Testimony was heard from public witnesses.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on National Cancer Institute, John E. Fogarty International Center, and National Library of Medicine, and National Center for Nursing Research, Buildings and Facilities, and on Office of the Director. Testimony was heard from the following officials of NIH, Department of Health and Human Services: Dr. Vincent T. DeVita, Jr., Director, National Cancer Institute; Dr. Carl Cupfer, Acting Director, John E. Fogarty International Center; Dr. Donald A.B. Lindberg, Director, National Library of Medicine; Dr. Ada Sue Hinshaw, Director, National Center for Nursing Research; and John Mahoney, Associate Director, Administration, Office of the Director.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on Architect of the Capitol, Botanic Garden, and on Copyright Royalty Tribunal. Testimony was heard from George M. White, Architect of the Capitol; and Mario F. Aguero, Chairman, Copyright Royalty Tribunal.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Air Force Military Construction Program. Testimony was heard from the following officials of the Department of the Air Force: James F. Boatright, Deputy Assistant Secretary (Installations); Maj. Gen. George E. Ellis, Director, Engineering and Services; and Brig. Gen. Charles A. May, Jr., Deputy Director of Strategic, SOF, and Airlift Programs, Assistant Secretary for Acquisition.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Food Safety and Inspection Service. Testimony was heard from the following officials of the USDA: Kenneth Gilles, Assistant Secretary for Marketing and Inspection Services; and Lester M. Crawford, Administrator, Food Safety and Inspection Service.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Federal Railroad Administration. Testimony was heard from John H. Riley, Administrator, Federal Railroad Administration, Department of Transportation.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation concluded hearings on the manpower portion of the fiscal year 1989 defense authorization, with emphasis on Reserve issues. Testimony was heard from Richard A. Davis, Senior Associate Director, Army Group, National Security and International Affairs Division, GAO; Stephen M. Duncan, Assistant Secretary, Reserve Affairs, Department of Defense; RAdm. F.N. Smith, USNR, Chief, Navy Reserve; Maj. Gen. Jacob W. Moore, Chief, Marine Corps Reserve; Maj. Gen. William F. Ward, Jr., Chief, Army Reserve; Maj. Gen. Roger P. Scheer, Chief, Air Force Reserve; RAdm. Paul Welling, Chief Officer for Readiness and Reserve; Lt. Gen. Herbert R. Temple, Chief, National Guard Bureau; Maj. Gen. John B. Conway, Director, Air National Guard; and Maj. Gen. Donald Burdick, Director, Army National Guard.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portion of the fiscal year 1989 defense authorization. Testimony was heard from Donald N. Fredericksen, Deputy Under Secretary, Tactical Warfare Programs, Department of Defense; and other service representatives.

Hearings continue March 15.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1989 defense authorization, with emphasis on Air Force and Army depot maintenance. Testimony was heard from Maj. Gen. Edward R. Bracken, USAF, Director, Logistics, Plans and Programs, Deputy Chief of Staff, Logistics and Engineering, Hq, USAF; and Lt. Gen. Jimmy D. Ross, USA, Deputy Chief of Staff, Logistics.

Hearings continue March 15.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the RDT&E portion of the fiscal year 1989 defense authorization, with emphasis on Air Force programs. Testimony was heard from the following officials of the Department of the Air Force; James J. Welch, Jr., Assistant Secretary, Acquisition; Gen. John L. Piotrowski, USAF, Commander in Chief, U.S. Space Command; and Lt. Gen. George L. Monahan, Jr., Principal Deputy to the Assistant Secretary, Acquisition.

Hearings continue March 15.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the seapower-related procurement portion of the fiscal year 1989 defense authorization, with emphasis on overview of Navy shipbuilding and weapons programs. Testimony was heard from the following officials of the Department of the Navy: H. Lawrence Garrett III, Acting Secretary; Adm. Carlisle Trost, Chief, Naval Operations; and Gen. Alfred M. Gray, Commandant, USMC.

Hearings continue March 15.

MINIMUM WAGE RESTORATION ACT

Committee on Education and Labor: Began markup of H.R. 1834, Minimum Wage Restoration Act of 1987.

Will continue March 16.

LONG-TERM CARE INSURANCE

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on Long-Term Care Insurance. Testimony was heard from Representative Pepper; and public witnesses.

FRAUD AND QUALITY IN CLINICAL LABORATORIES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on clinical laboratories, and issues relating to the fraud and quality problems within these laboratories. Testimony was heard from the following officials of the Department of Health and Human Services: Richard P. Kusserow, Inspector General; and Dr. William L. Roper, Administrator, Health Care Financing Administration; William Shannon, Attorney General, State of Massachusetts; and public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on reauthorization for the Corporation for Public Broadcasting. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials continued hearings on the following bills: H.R. 3781, DOE Waste Cleanup Act of 1987; H.R. 3782, to amend the Solid Waste Disposal Act to improve compliance by Federal facilities with the requirements of subtitle C of the act; H.R. 3783, to amend the Solid Waste Disposal Act to improve compliance with hazardous waste laws at Federal facilities; H.R. 3784, to amend the Solid Waste Disposal Act to clarify the regulation of certain Department of Energy waste under subtitle C of that act; and H.R. 3785, to amend the Solid Waste Disposal Act to clarify provisions concerning the application of certain requirements and sanctions to Federal facilities. Testimony was heard from Joseph F. Salgado, Under Secretary, Department of Energy; Robert Costello, Under Secretary, Acquisition, Department of Defense; Robert J. Mazulla, Acting Assistant Attorney General, Land and Natural Resources Division, Department of Justice; J. Winston Porter, Assistant Administrator, Office of Solid Waste and Emergency Response, EPA; J. Dexter Peach, Assistant Comptroller General, Resources, Community and Economic Division, GAO; and public witnesses.

GLOBAL CLIMATE CHANGE: GREENHOUSE EFFECT

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on Global Climate Change (Part II): Greenhouse Effect. Testimony was heard from Richard Smith, Acting Assistant Secretary, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State; Linda Fisher, Assistant Administrator, Policy Planning and Evaluation, EPA; Dennis Brennan, Deputy Assistant Administrator, Bureau of Science and Technology, AID; and public witnesses.

NARCOTICS REVIEW IN CENTRAL AMERICA

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing on Narcotics Review in Central America. Testimony was heard from Representative Rangel; from the following officials of the Department of State: Elliot Abrams, Assistant Secretary, Bureau of Inter-American Affairs; Ann Wrobleski, Assistant Secretary, Bureau of International Narcotics Matters; and Tom Byrne, Deputy Assistant Administrator, Office of Intelligence, Drug Enforcement Administration, Department of Justice.

REAL ESTATE APPRAISAL REFORM ACT

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs continued hearings on H.R. 3675, Real Estate Appraisal Reform Act of 1987. Testimony was heard from public witnesses.

Hearings continue March 15.

PHILIPPINE SCOUTS AND FILIPINO VETERANS

Committee on House Administration: Subcommittee on Libraries and Memorials held a hearing on H.J. Res. 243, authorizing the Philippine Scouts and U.S. Veterans Association of America to establish a memorial on Federal land in the District of Columbia or its environs to honor the Philippine Scouts and to honor Filipino veterans who served in the U.S. Army during World War II. Testimony was heard from Representatives Panetta, Gilman and Martinez; and public witnesses.

OVERSIGHT—POTENTIAL IMPACTS OF U.S.-CANADA FREE TRADE AGREEMENT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held an oversight hearing on the potential impacts of the proposed U.S.-Canada Free Trade Agreement on domestic mining and natural resources. Testimony was heard from Ambassador Alan F. Holmer, Deputy U.S. Trade Represenatative; William F. Martin, Deputy Secretary, Department of Energy; Martin L. Smith, Deputy Assistant Secretary, Policy, Budget and Administration, Department of the Interior; and public witnesses.

FEDERAL LAND POLICY AND MANAGEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Land held a hearing on H.R. 2806, to amend the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701) to permit temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, Department of the Interior. Testimony was heard from Robert F. Burford, Director, Bureau of Land Management, Department of the Interior; Maj. Gen. Johnnie H. Corns, USA, Department of Defense; and a public witness.

OVERSIGHT—NATIONAL CRIME INFORMATION CENTER

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on National Crime Information Center. Testimony was heard from William A. Bayse, Assistant Director, Technical Services Division, FBI, Department of Justice; and a public witness.

SITUATION IN PANAMA

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf held a hearing to provide an update on the situation in Panama and the consequences for U.S. interests in the Republic of Panama, especially as they may effect Panama Canal Operations. Testimony was heard from Elliott Abrams, Assistant Secretary, Latin America, Department of State; Robert S. Pastorino, Deputy Assistant Secretary, Inter-American Affairs, Department of Defense; from the following officials of the Panama Canal Commission: William R. Gianelli, Chairman; Michael Rhodes, Secretary; and Dennis P. McAuliffe, Administrator; and Juan B. Sosa, Ambassador of the Republic of Panama.

DISASTER RELIEF ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources approved for full Committee action amended H.R. 2707, to amend the Disaster Relief Act of 1974 to provide for more effective assistance in response to major disasters and emergencies.

DOE AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development concluded hearings on Department of Energy fiscal year 1989 budget request, with emphasis on conservation. Testimony was heard from public witnesses.

HOTEL AND MOTEL FIRE SAFETY ACT

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology concluded hearings on H.R. 3704, Hotel and Motel Fire Safety Act of 1987. Testimony was heard from public witnesses.

FEDERAL FIRE PREVENTION AND CONTROL ACT REAUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on the Federal Fire Prevention and Control Act reauthorization. Testimony was heard from the following officials of the Federal Emergency Management Agency: John LaBarre, Director, Office of Training; William Neville, Superintendent, National Fire Academy; and Clyde A. Bragdon, Jr., Administrator, U.S. Fire Administration; and public witnesses.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications continued hearings on NASA authorization. Testimony was heard from Andrew J. Stofan, Associate Administrator, Space Station, NASA.

BUDGET REPORT

Committee on Veterans' Affairs: Approved recommendations for the report to the Committee on the Budget.

ADMINISTRATION'S MEDICARE CAPITATION INITIATIVES

Committee on Ways and Means: Subcommittee on Health held a hearing on the Administrator's Medicare capitation initiatives. Testimony was heard from Dr. William L. Roper, Administrator, Health Care Financing Administration, Department of Health and Human Services; Michael Zimmerman, Senior Associate Director, Human Resources Division, GAO; and public witnesses.

CONGRESSIONAL OVERSIGHT OF U.S. INTELLIGENCE ACTIVITIES

Permanent Select Committee on Intelligence: Held a hearing on H.R. 3822, to strengthen the system of congressional oversight of the intelligence activities of the United States. Testimony was heard from Frank C. Carlucci, Secretary of Defense; Lt. Gen. Brent Scowcroft, USAF (Ret.), former National Security Advisor; and a public witness.

NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1989 National Foreign Intelligence Program Budget. Testimony was heard from departmental witnesses.

Hearings continue March 15.

AFRICAN CRISIS

Select Committee on Hunger: and Subcommittee on Africa of the Committee on Foreign Affairs held a joint hearing on the "African Crisis: Angola, Mozambique, Ethiopia and Sudan". Testimony was heard from Charles Gladson, Assistant Administrator, Africa, AID; Roy Stacy, Deputy Assistant Secretary, African Affairs, Department of State; and public witnesses.

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Monday, March 14, 1988

Senate

Chamber Action

Routine Proceedings, pages 3711–3792

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 2158–2161, and S. Con. Res. 103.
Page 3767

Measures Reported: Reports were made as follows:

Received on Thursday, March 10, during the adjournment:

S. 1493, to clarify the authority of the Secretary of the Interior to make land exchanges within the Arctic National Wildlife Refuge, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–296)

H.R. 1495, to designate certain lands in Great Smoky Mountains National Park as wilderness, to provide for settlement of all claims of Swain County, North Carolina, against the United States under the agreement dated July 30, 1943, and for other purposes, with an amendment in the nature of a substitute (with minority views). (S. Rept. No. 100–297)
Page 3767

Immigration Act of 1988: Senate began consideration of S. 2104, to amend the Immigration and Nationality Act, to change the level and preference system for admission of immigrants to the United States, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:
Page 3728

Adopted:

(1) Gramm modified Amendment No. 1644, to provide for a schedule of fees to be charged for the filing of a petition for any and all immigrant categories under sections 201(a)(3), 201(b)(2)(A)(i), and 203 (a) and (b), sufficient to cover administrative and other expenses incurred in connection with the processing of petitions for any and all immigrant categories filed under these sections.
Page 3733

(2) Gramm Amendment No. 1646, to enhance employment creation.
Page 3742

(3) Kennedy-Simpson Amendment No. 1650, of a technical nature.
Page 3751

(4) Kennedy-Simpson Amendment No. 1651, to amend title III of the Immigration and Nationality Act, to provide for administrative naturalization.
Page 3753

(5) Kennedy (for Chiles) Amendment No. 1652, to direct the Attorney General, in conjunction with the Secretary of State, to prepare and transmit to the appropriations committees of Congress a report detailing the number of Cubans granted preference visas.
Page 3753

Rejected:

Bumpers Amendment No. 1645, to eliminate the allocation of visas based on investment in commercial enterprises. (By 51 yeas to 33 nays (Vote No. 48) Senate tabled the amendment.)
Page 3734

Withdrawn:

D'Amato Amendment No. 1647, to provide for the legalization of certain aliens and to provide for units of assessment to determine the qualification of aliens of such status.
Page 3743

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments to be proposed thereto.
Page 3760

Treaty Approved: By unanimous vote of 83 yeas (Vote No. 47), Senate approved Ex. 100–10, Montreal Protocol on Substances That Deplete the Ozone Layer, after having passed through its various parliamentary stages, up to and including the presentation of the resolution of ratification.
Page 3724

By 82 yeas to 1 nay (Vote No. 46), Senate earlier agreed to a motion to proceed to executive session to consider the above treaty.
Page 3717

Messages From the President: Senate received the following messages from the President of the United States:

(1) Transmitting the Administration's annual report on international activities in science and technology (S&T) for fiscal year 1988; which was referred to the Committee on Foreign Relations. (PM–119)

(2) Transmitting the annual report of the ACTION Agency for fiscal year 1987; which was referred to the Committee on Labor and Human Resources. (PM–120)

Received on Thursday, March 10, during adjournment:

(3) Request of the Congress to consider the rescission or repeal of wasteful, unnecessary, or low priority spending projects that were included in the full-year fiscal 1988 Continuing Resolution (P.L. 100–202); which was referred to the Committee on Appropriations. (PM–121)
Page 3764

Nominations Received: Senate received the following nominations:

George A. Trail III, of Pennsylvania, to be Ambassador to the Republic of Malawi.

M. Alan Woods, of the District of Columbia, to be a Member of the Board of Directors of the Inter-American Foundation.

Gordon A. Smith, of Maryland, to be Assistant Secretary of Defense.

William L. Ball, III, of South Carolina, to be Secretary of the Navy.

James R. McGregor, to be United States District Judge for the Western District of Pennsylvania.

Stanley J. Glod, of Virginia, to be Chairman of the Foreign Claims Settlement Commission.

Edward R. Hamberger, of Maryland, to be an Assistant Secretary of Transportation.

Barry M. Goldwater, Jr., of California, to be a Member of the Board of Trustees of the Barry Goldwater scholarship and Excellence in Education Foundation.

Richard V. Backley, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission.

Margaret Truman Daniel, of New York, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation.

Gary E. Wood, of Texas, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation.

Walter C. Wallace, of New York, to be a Member of the National Mediation Board.

The following-named persons to be Members of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development:

Gail Bird, of New Mexico;
Edith C. Crutcher, of Kansas;
Roy M. Huhndorf, of Alaska;
James C. Jennings, of Virginia;
William S. Johnson, of the District of Columbia;
Duane H. King, of Oklahoma;
Alfred H. Qoyawayma, of Arizona;
Beatrice R. Sanchez, of Michigan;
James D. Santini, of Nevada; and
Irving J. Toddy, of Arizona.

The following-named persons to be Members of the National Museum Services Board:

Arthur C. Beale, of Massachusetts; and
William L. Boyd, of Illinois.

Edith E. Baldelli, to be United States Marshall for the Northern District of Texas.

6 Air Force nominations in the rank of general.

Routine lists of Coast Guard, Air Force, Army, Navy, and Marine Corps nominations. **Page 3792**

Messages From the President: **Page 3765**

Messages From the House: **Page 3766**

Measures Referred: **Page 3766**

Measures Ordered Placed on Calendar: **Page 3766**

Communications: **Page 3766**

Statements on Introduced Bills: **Page 3767**

Amendments Submitted: **Page 3774**

Additional Cosponsors: **Page 3771**

Authority for Committees: **Page 3780**

Notices of Hearings: **Page 3780**

Additional Statements: **Page 3780**

Record Votes: Three record votes were taken today. (Total—48) **Pages 3717, 3724, 3742**

Recess: Senate convened at 12 noon, and recessed at 7:38 p.m., until 10:30 a.m., on Tuesday, March 15, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 3792.)

Committee Meetings

APPROPRIATIONS—VETERANS' ADMINISTRATION

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Veterans' Administration, receiving testimony from Thomas K. Turnage, Administrator, Veterans' Administration.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Committee held hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, General Accounting Office.

Hearings continue tomorrow.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of T.S. Ary, of Oklahoma, to be Director of the Bureau of Mines, Department of the Interior, Ernest C. Baynard III, of Virginia, to be Assistant Secretary of Energy for Environment, Safety and Health, and C. Anson Franklin, of Virginia, to be Assistant Secretary of Energy for Congressional, Intergovernmental and Public Affairs, after the nominees testified and answered questions in their own behalf. Mr. Ary was introduced by Senator Nickles, and Mr. Baynard and Mr. Franklin were introduced by Senator Warner.

FEDERAL LAND EXCHANGE FACILITATION ACT

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on H.R. 1860, to require the Secretaries of the Interior and Agriculture to promulgate regulations relating to the exchange of land or land interests, after receiving testimony from George M. Leonard, Associate Chief, Forest Service, Department of Agriculture; Robert F. Burford, Director, Bureau of Land Management, Department of the Interior; Thomas R.H. Glass, Western Land Exchange Company, Denver, Colorado; and Destry Jarvis, National Parks and Conservation Association, and Mark Rey, National Forest Products Association, both of Washington, DC.

IRS CODE PENALTY REFORM

Committee on Finance: Subcommittee on Private Retirement Plans and Oversight of the Internal Revenue Service held hearings on the reform of Internal Revenue Service code penalties, receiving testimony from O. Donaldson Chapoton, Deputy Assistant Secretary for Tax Policy, and Lawrence Gibbs, Commissioner, Internal Revenue Service, both of the Department of the Treasury; W. Henson Moore, U.S. Chamber of Commerce, Donald C. Alexander, Cadwalader, Wickersham & Taft, and Herbert J. Lerner, American Institute of Certified Public Accountants, all of Washington, DC; James W. Childs, E. Earle Burke, and Cynthia Davis, all of the University of Akron, Akron, Ohio; Thomas M. Nee, American Home Products Corporation, on behalf of the Tax Executives Institute, Inc., and David J. Silverman, National Association of Enrolled Agents, both of New York, New York; Charles W. Hall, American Bar Association, Houston, Texas; Glenn W. White, Dow Chemical Company, Midland, Michigan, on behalf of the National Association of Manufacturers; and Gary C. Rohrs, Independence, Missouri, on behalf of the National Society of Public Accountants.

Hearings were recessed subject to call.

INTERNATIONAL NARCOTICS CONTROL STRATEGY REPORT

Committee on Foreign Relations: Committee concluded hearings on the President's Annual International Narcotics Control Strategy Report (INCSR), and certification, after receiving testimony from Ann B. Wrobleski, Assistant Secretary of State for International Narcotics Matters; William von Raab, Commissioner, United States Customs Service, Department of the Treasury, and Thomas G. Byrne, Deputy Assistant Administrator, Office of Intelligence, Drug Enforcement Administration, Department of Justice.

INF TREATY

Committee on Foreign Relations: Committee resumed hearings on the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100-11), receiving testimony from George P. Shultz, Secretary of State.

Hearings continue on Wednesday, March 16.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 4143 and 4144; and 3 resolutions, H. Con. Res. 264, and H. Res. 400 and 401 were introduced.

Page 3709

Bills Reported: Reports were filed as follows:

H.R. 1845, the Nevada-Florida Land Exchange Authorization Act of 1987, amended (H. Rept. 100-513);

S. 858, to establish the title of States in certain abandoned shipwrecks, and for other purposes (H. Rept. 100-514);

S.J. Res. 216, approving the location of the Black Revolutionary War Patriots Memorial (H. Rept. 100-515); and

S.J. Res. 225, approving the location of the Korean War Memorial (H. Rept. 100-516).

Page 3709

Presidential Messages: Read the following messages from the President:

Rescission request: Message requesting Congress to consider the rescission or repeal of certain spending projects included in the full-year fiscal 1988 Continuing Resolution—referred to the Committee on Appropriations, and ordered printed (H. Doc. 100-174);

Page 3707

International science and technology: Message transmitting the Administration's annual report on international activities in science and technology for fiscal year 1987—referred to the Committees on Foreign Affairs and Science, Space, and Technology; and

Page 3707

ACTION Agency: Message transmitting the annual report of the ACTION Agency for fiscal year 1987—referred to the Committee on Education and Labor.

Page 3707

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 12 noon and adjourned at 12:20 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on National Bureau of Standards. Testimony was heard from Ernest Ambler, Director, National Bureau of Standards, Department of Commerce.

On March 11, the Subcommittee held a hearing on International Trade Administration, Bureau of Export Administration, and on Patent and Trademark Office. Testimony was heard from the following officials of the Department of Commerce: J. Michael Farren, Deputy Under Secretary; Paul Freedenberg, Under Secretary; and Donald J. Quigg, Assistant Secretary.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Department of Energy-Solar and Renewables, Fusion and Environment. Testimony was heard from the following officials of the Department of Energy: Donna R. Fitzpatrick, Assistant Secretary, Conservation and Renewable Energy; James F. Decker, Acting Director, Office of Energy Research; and Garry W. Gibbs, Acting Assistant Secretary, Environment, Safety and Health.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Social Security Administration. Testimony was heard from Dorcas R. Hardy, Commissioner of Social Security, SSA, Department of Health and Human Services.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Federal Grain Inspection Service, Agricultural Marketing Service, and on Packers and Stockyards Administration. Testimony was heard from the following officials of the USDA: Kenneth Gilles, Assistant Secretary, Marketing and Inspection Service; W. Kirk Miller, Administrator, Federal Grain Inspection Service; J. Patrick Boyle, Administrator, Agricultural Marketing Service; and B.H. Jones, Administrator, Packers and Stockyards Administration.

On March 11, the Subcommittee held a hearing on Departmental Administration and Secretarial Offices. Testimony was heard from John J. Franke, Jr., Assistant Secretary for Administration.

HEALTH PROFESSION ISSUES

Committee on Energy and Commerce: Subcommittee on Health and the Environment concluded hearings on health profession issues, including reauthorization of title VII of the Public Health Service Act, licensure of the foreign graduates, and U.S.-Mexico border health concerns. Testimony was heard from Representative Brooks; Dr. David Sundwall, Administrator, Health Resources and Services Administration, Department of Health and Human Services.

On March 11, Subcommittee on Health and the Environment began hearings on this subject. Testimony was heard from Representative Solarz; and public witnesses.

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Tuesday, March 15, 1988

Senate

Chamber Action

Routine Proceedings, pages 3871–3964

Measures Introduced: Nine bills and three resolutions were introduced, as follows: S. 2162–2170, S.J. Res. 271–272, and S. Res. 394.

Page 3928

Measures Reported: Reports were made as follows:

S. 1609, for the relief of James P. Purvis. (S. Rept. No. 100–298)

Page 3928

Measures Passed:

Immigration Act of 1988: By 88 yeas to 4 nays (Vote No. 50), Senate passed S. 2104, to amend the Immigration and Nationality Act, to change the level, and preference system of admission, of immigrants to the United States, and to provide for administrative naturalization, after agreeing to a committee amendment in the nature of a substitute, as amended.

Page 3877

Intelligence Oversight Act: By 71 yeas to 19 nays (Vote No. 52), Senate passed S. 1721, to improve the congressional oversight of certain intelligence activities, and to strengthen the process by which such activities are approved within the Executive Branch, after agreeing to a committee amendment in the nature of a substitute and taking action on additional amendments proposed thereto, as follows:

Pages 3871, 3873, 3891

Adopted:

(1) Wallop Amendment No. 1661, to strike the language which provided that nothing in the Act shall be construed as authority to withhold information from the intelligence committees on the grounds that providing the information would constitute the unauthorized disclosure of classified information or information relating to intelligence sources and methods.

Page 3902

(2) Wallop Amendment No. 1662, to modify the language which authorizes the President to conduct special activities.

Page 3906

Rejected:

Chafee Amendment No. 1642, to provide that the President shall ensure that any finding approved, or determination made, pursuant to subsection (a), shall be reported to the intelligence committees prior to the initiation of the activities authorized, and in no event later than 10 days after such finding is signed or the determination is otherwise made by the President. (By 60 yeas to 32 nays (Vote No. 51), Senate tabled the amendment.)

Page 3891

Withdrawn:

(1) Wallop Amendment No. 1641, to provide that nothing in the Act shall be construed as requiring the Executive Branch to identify their parties involved in special activities to the Congress.

Page 3900

(2) Wallop Amendment No. 1638, to strike section 503(a)(6) dealing with the violation of United States statutes.

Page 3903

(3) Wallop Amendment No. 1635, to provide that nothing in the Act shall be construed as contradicting the practice that, before the beginning of each fiscal year, the President shall prepare and transmit to the Permanent Select Committee on Intelligence of the House and the Select Committee on Intelligence of the Senate a classified report setting forth a budget for existing and prospective special activities to be conducted during that fiscal year.

Page 3906

(4) Helms-Symms Amendment No. 1657 (to Amendment No. 1635), of a perfecting nature, to provide that no provision in the Act shall be effective until the President, using existing authority, certifies that the Soviet Union has provided accurate data regarding the size and composition of its SS-20 missile force.

Page 3907

By 73 yeas to 18 nays (Vote No. 49), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate earlier agreed to close further debate on the committee amendment in the nature of a substitute to the bill.

Page 3876

Statements on Introduced Bills: **Page 3928**

Amendments Submitted: **Page 3942**

Additional Cosponsors: **Page 3940**

Authority for Committees: **Page 3945**

Notices of Hearings: **Page 3945**

Additional Statements: **Page 3946**

Record Votes: Four record votes were taken today. (Total—52)

Pages 3876, 3881, 3899, 3916

Recess: Senate convened at 10:30 a.m., and recessed at 7:35 p.m., until 10 a.m., on Wednesday, March 16, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 3963.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Richard W. Goldberg, Acting Under Secretary for International Affairs and Commodity Programs, Milton J. Hertz, Administrator, Agricultural Stabilization and Conservation Service, George Wilson Scaling, Chief, Soil Conservation Service, and Stephen Dewhurst, Director, Office of Budget and Program Analysis, all of the Department of Agriculture.

Subcommittee will meet again on Tuesday, March 22.

APPROPRIATIONS—THE JUDICIARY

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary held hearings on proposed budget estimates for fiscal year 1989 for the Judiciary, receiving testimony from L. Ralph Mecham, Director, Administrative Office of the United States Courts; and Thomas J. Meskill, Circuit Judge, United States Court of Appeals for the Second Circuit.

Subcommittee will meet again on Wednesday, March 23.

APPROPRIATIONS—DOE

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1989 for the Department of Energy, receiving testimony in behalf of funds for their respective activities from Donna R. Fitzpatrick, Assistant Secretary, Conservation and Renewable Energy, James F. Decker, Acting Director, Office of Energy Research Programs, including Superconducting Super Collider and Magnetic Fusion, and Garry W. Gibbs, Acting Assistant Secretary, Environment, Safety and Health, all of the Department of Energy.

Subcommittee will meet again on Friday, March 18.

APPROPRIATIONS—CONSUMER PROGRAMS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Terrence Scanlon, Chairman, Carol G. Dawson, Commissioner, and Anne Graham, Commissioner, all of the Consumer Product Safety Commission; Virginia H. Knauer, Director, Office of Consumer Affairs; and Teresa Nasif, Director, Consumer Information Center.

Subcommittee will meet again on Monday, March 21.

APPROPRIATIONS—INDIAN PROGRAMS

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Everett B. Rhoades, Director, Indian Health Service, Department of Health and Human Services.

Subcommittee will meet again on Monday, March 21.

CHILDHOOD IMMUNIZATION PROGRAM

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on the childhood immunization program, receiving testimony from Representative Waxman; James O. Mason, Director, Centers for Disease Control, Department of Health and Human Services; Kay Johnson, Children's Defense Fund, Washington, DC; and numerous other public witnesses.

Hearings were recessed subject to call.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Committee continued hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, receiving testimony from Adm. Ronald J. Hays, USN, Commander-in-Chief, U.S. Pacific Command; Gen. George B. Crist, USMC, Commander-in-Chief, U.S. Central Command; Lt. Gen. Harry A. Goodall, USAF, Deputy Commander-in-Chief, U.S. Special Operations Command; Adm. Lee Baggett, Jr., USN, Commander-in-Chief, U.S. Atlantic Command; and Gen. Thomas C. Richards, USAF, Deputy Commander-in-Chief, U.S. European Command.

Hearings continue tomorrow.

AUTHORIZATIONS—CORPORATION FOR PUBLIC BROADCASTING

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 2114, authorizing funds for fiscal years 1991–1993 for the Corporation for Public Broadcasting, after receiving testimony from Donald Ledwig, Corporation For Public Broadcasting, Douglas J. Bennett, National Public Radio, David Brugger, National Association of Public Television Stations, and Lynn Chadwick, National Federation of Community Broadcasters, all of Washington, DC; David Britt, Children's Television Workshop, Alfred Vecchione, MacNeil/Lehrer Productions, and Larry Sapadin, National Coalition of Independent Broadcasting Producers, all of New York, New York; Arnoldo Torres, Latinos in Public Telecommunications, Sacramento, California; Frederick Wiseman, Cambridge, Massachusetts; Marlon Riggs, San Francisco, California; and Bruce Christensen, Public Broadcasting Service, Alexandria, Virginia.

AUTHORIZATIONS—OFFICE OF ENVIRONMENTAL QUALITY

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances approved for full committee consideration S. 1792, authorizing funds for fiscal years 1987, 1988, and 1989 for the Council on Environmental Quality, with an amendment in the nature of a substitute.

ASBESTOS HAZARD EMERGENCY RESPONSE ACT

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances held joint hearings with the Subcommittee on Superfund and Environmental Oversight to investigate the Environmental Protection Agency's efforts to implement the Asbestos Hazard Emergency Response Act (P.L. 99–519), receiving testimony from Senator Melcher; Representatives Oxley, Fields, and Florio; John A. Moore, Assistant Administrator, Office of Pesticides and Toxic Substances, Environmental Protection Agency; Rosilyn Schleife, Lake Holcombe Public School, Holcombe, Wisconsin, on behalf of the National Education Association; Ann Lynch, Las Vegas, Nevada, on behalf of the National Parent Teachers Association; Reuben A. Guttman, Service Employees International Union, AFL/CIO, James August, American Federation of State and County Municipal Employees, and John Welch, Safe Buildings Alliance, all of Washington, DC; Robert L. Anderson, Montana School Boards Association, Helena, on behalf of the National School Boards Association; William Echols, Gobbell Hays Partnership, Nashville, Tennessee; and Richard McDonough, Fidelity Environmental Insurance Company, Princeton, New Jersey.

Hearings were recessed subject to call.

TAX INCENTIVES FOR EDUCATION

Committee on Finance: Committee held hearings on proposals to provide tax incentives for higher education, including S. 39, S. 628, S. 1533, S. 1572, S. 1660, S. 1661, S. 1662, S. 1659, S. 1817, and S. 2149, receiving testimony from Senators Pell, Kennedy, Stafford, and Grassley; O. Donaldson Chapoton, Deputy Assistant Secretary of the Treasury for Tax Policy; Michigan Governor James G. Blanchard, Lansing; Abraham Ribicoff, Kaye, Scholer, Fierman, Hays and Handler, New York, New York, on behalf of Morgan Bank; Michael S. McPherson, Williams College, Williamstown, Massachusetts; Patricia A. Hayes, St. Edwards University, Austin, Texas, on behalf of the National Association of Independent Colleges and Universities, Judith Eaton, Community College of Philadelphia, Philadelphia, Pennsylvania, on behalf of the American Council of Education; William L. Davis, South Texas Higher Education Authority, McAllen; Roger N. Begin, Rhode Island General Treasurer, Providence; and John D. Finnerty, College Savings Bank, Princeton, New Jersey.

Hearings were recessed subject to call.

VETERANS' ADMINISTRATION

Committee on Governmental Affairs: Committee held hearings on proposed legislation to elevate the Veterans' Administration to Cabinet status, receiving testimony from Richard Fogel, Assistant Comptroller General, General Government Programs, General Accounting Office; and Howard Messner, Executive Officer, American Consulting Engineers Council, both of Washington, DC.

Hearings continue on Monday, March 28.

TRADEMARK LAW REVISION

Committee on the Judiciary: Subcommittee on Patents, Copyrights and Trademarks concluded hearings on S. 1883, to improve the U.S. trademark registration system and the ability of the trademark law to protect the interests of the public and trademark owners, after receiving testimony from Robert J. Eck, The United States Trademark Association, New York, New York; Ronald R. Kranzow, Frito-Lay, Inc., Plano, Texas; Debra J. Fields, Mrs. Fields Inc., Park City, Utah; C. DeForrest Trexler, Mack Trucks, Inc., Allentown, Pennsylvania; Herbert A. Hedden, International Franchise Association, and Michael A. Grow, Ward, Lazarus and Grow, both of Washington, DC; Beverly W. Pattishall, Pattishall, MacAuliffe, Newbury, Hilliard & Geraldson, and John K. Uilkema, American Bar Association, both of Chicago, Illinois; and Joseph A. DeGrandi, American Intellectual Property Law Association, Arlington, Virginia.

CHILD CARE SERVICES

Committee on Labor and Human Resources: Subcommittee on Children, Families, Drugs and Alcoholism held hearings on S. 1885, to establish a Federal program for assisting States in providing licensed and regulated child care services, receiving testimony from Minnesota Lt. Governor Marlene Johnson, St. Paul; Mayor Carrie Saxon Perry, Hartford, Connecticut, on behalf of the United States Conference of Mayors; Jimmy White, Lexington, Kentucky; Joy Majied, and Diana Pearce, Institute for Women's Policy Research, both of Washington, DC; Debra and Michael Brooks, Gunnison, Colorado; Russ Young, Baltimore, Maryland; Diane Adams, Community Coordinated Child Care, Madison, Wisconsin; Harry Freeman, American Express, Dana Friedman, Fran Haynes, and Ellen Galinsky, Bank Street College, all of New York, New York; Sandra Salyer, Mervyn's of Dayton Hudson Corporation, Hayward, California; Sheryl Smith, Corporate Kids, Olathe, Kansas; Martha Eshoo, Hill, Holliday, Connors, and Cosmopulos, Massachusetts; William Bentely Ball, Association of Christian Schools International, Harrisburg, Pennsylvania; and Lynn Lyss, National Council of Jewish Women, St. Louis, Missouri.

Hearings were recessed subject to call.

COCHITI PUEBLO—CORPS OF ENGINEERS DAM PROJECT

Select Committee on Indian Affairs: Committee concluded oversight hearings on the Cochiti Pueblo—Corps of Engineers Dam Project, after receiving testimony from Senators Bingaman and Domenici; Maj. Gen. Henry J. Hatch, Director of Civil Works, and Lt. Col. Kent Gonser, District Engineer Albuquerque District Office, both of the U.S. Army Corps of Engineers; Governor John Bowannie, Pueblo de Cochiti, Cochiti, New Mexico; and Ron Bliesner, Keller and Bliesner and Associates, Logan, Utah.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 4145–4158; 1 private bill, H.R. 4159; and 12 resolutions, H.J. Res. 439 and 491–502, were introduced.

Page 3868

Report Filed: One report was filed as follows: H.R. 2707, to amend the Disaster Relief Act of 1974 to provide for more effective assistance in response to major disasters and emergencies, amended (H. Rept. 100–517).

Page 3868

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Oakar to act as Speaker pro tempore for today.

Page 3834

Suspensions: House voted to suspend the rules and pass the following measures:

Federal employees leave transfers: H.R. 3981, to make section 7351 of title 5, United States Code, inapplicable to leave transfers under certain experimental programs covering Federal employees, except as the Office of Personnel Management may otherwise prescribe;

Page 3836

Black Patriots War Memorial: S.J. Res. 216, approving the location of the Black Revolutionary War Patriots Memorial—clearing the measure for the President; and

Page 3838

Nevada-Florida land exchange: S. 854, the "Nevada-Florida Land Exchange Authorization Act of 1988"—clearing the measure for the President. H.R. 1845, a similar House bill, was laid on the table.

Page 3847

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Wednesday, March 16:

Korean War Memorial: S.J. Res. 225, approving the location of the Korean War Memorial; and

Page 3843

Agricultural aid amendments: S. 2151, amended, to amend section 416 of the Agricultural Act of 1949.

Page 3854

Bill Referred: The bill, H.R. 4036, to establish the Commission on International Security and Satellite Monitoring, which has been jointly referred to the Committee on Science, Space, and Technology and the Committee on Foreign Affairs, was jointly re-referred to the Permanent Select Committee on Intelligence.

Page 3847

Freedom of Information Day: House passed and cleared for the President, S.J. Res. 126, to designate March 16, 1988, as "Freedom of Information Day".

Page 3859

Late Report: Committee on Public Works and Transportation received permission to have until 8 p.m. tonight to file a report on H.R. 2707, to amend the Disaster Relief Act of 1974 to provide for more effective assistance in response to major disasters and emergencies.

Page 3860

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 12 noon and adjourned at 2:43 p.m.

Committee Meetings

BUDGET OVERVIEW

Committee on Appropriations: Held a hearing on fiscal year 1989 Budget Overview. Testimony was heard from James A. Baker III, Secretary of the Treasury; James C. Miller III, Director, Office of Management and Budget; and Beryl W. Sprinkel, Chairman, Council of Economic Advisers.

EUROPEAN SECURITY ISSUES

Committee on Armed Services: Defense Burdensharing Panel held a hearing on European security issues, particularly in light of the pending INF Treaty, and how the cost of European defense is shared by the U.S. and its NATO allies. Testimony was heard from Rozanne Ridgway, Assistant Secretary, European and Canadian Affairs, Department of State; and George Bader, Principal Director, Office of NATO and European Policy, Department of Defense.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on the military construction portion of the fiscal year 1989 defense authorization. Testimony was heard from Representatives Boxer, Bustamante, Gonzalez, Dicks, Watkins, Fazio, Hall of Ohio, Matsui, Gejdenson, Hoyer, Richardson, Vucanovich, Bilbray, Alexander, Callahan, Glickman, Jontz, Holloway and Smith of Texas; Richard H. Bryan, Governor of Nevada; and public witnesses.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portion of the fiscal year 1989 defense authorization, with emphasis on Army modernization. Testimony was heard from the following officials of the Department of the Army: Lt. Gen. Donald S. Pihl, Military Deputy to the Assistant Secretary, Research, Development and Acquisition; George E. Dausman, Deputy Assistant Secretary, Procurement, Office of the Assistant Secretary (Research, Development and Acquisition); and Brig. Gen. Peter M. McVey, Program Executive Officer, Close Combat Vehicles.

Hearings continue tomorrow.

CLASSIFIED BRIEFING

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems met in executive session to receive a classified briefing on coproduction of the M-1 Tank with Egypt. The Subcommittee was briefed by the following officials of the Department of Defense: Diehl McKalip, Director, Operations, Defense Security Assistance

Agency; and Brig. Gen. Peter M. McVey, Program Executive Officer, Close Combat Vehicles, Department of the Army.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1989 defense authorization, with emphasis on inventory growth and management. Testimony was heard from Representative Bates; Martin M. Ferber, Senior Associate Director, National Security and International Affairs Division, GAO; and the following officials of the Department of Defense: James H. Reay, Director, Supply Management Policy; Maj. Gen. Charles M. Murray, Director, Supply and Maintenance, Office of the Deputy Chief of Staff of the Army for Logistics; RAdm. James B. Whittaker, Assistant Commander, Inventory and Systems Integrity, Naval Supply Systems Command; Brig. Gen. Billy A. Barrett, Director, Maintenance and Supply, Headquarters, U.S. Air Force; Col. William J. Friel, Deputy Chief of Staff, Distribution, Headquarters, Air Force Logistics Command; and James J. Grady, Jr., Deputy Executive Director, Supply Operations, Defense Logistics Agency.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the RDT&E portion of the fiscal year 1989 defense authorization, with emphasis on submarine technology and Defense Advanced Research Project Agency budget. Testimony was heard from the following officials of the Department of Defense: VAdm. Bruce DeMars, Assistant Chief, Naval Operations (Undersea Warfare), Department of the Navy; Raymond S. Colloday, Director; RAdm. Charles Brickell, Deputy Director, Research, Development, Requirements, Test and Evaluation; Ronald H. Clark, Director, Naval Technology; Craig I. Fields, Deputy Director, Research; and Robert A. Moore, Deputy Director, Systems and Technology, all with the Defense Advanced Research Projects Agency.

Hearings continue tomorrow.

SHIP SURVIVABILITY

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on ship survivability. Testimony was heard from RAdm. Harold L. Young, Vice Commander, Naval Sea Systems Command, Department of the Navy.

AIDS RESEARCH ACTIVITIES

Committee on Energy and Commerce: Subcommittee Health and the Environment held a hearing on the Public Health Service's space and staff needs for AIDS research activities. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Peter Fischinger, AIDS Coordinator, Public Health Service; Dr. James Wyngaarden, Director, NIH; Dr. James Mason, Director, Centers for Disease Control; and Dr. Frank E. Young, Commissioner, Food and Drug Administration.

MEDIA RESTRICTIONS IN SOUTH AFRICA

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on the media restrictions in South Africa. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DEVELOPMENTS IN THE MIDDLE EAST

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Developments in the Middle East. Testimony was heard from Richard W. Murphy, Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State.

OVERSIGHT

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on the reauthorization and oversight of the Overseas Private Investment Corporation. Testimony was heard from Craig A. Nalen, President and Chief Executive Officer, Overseas Private Investment Corporation, U.S. International Development Cooperation Agency.

Hearings continue tomorrow.

NARCOTICS REVIEW IN SOUTHEAST/ SOUTHWEST ASIA, THE MIDDLE EAST AND AFRICA

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing on Narcotics Review in Southeast/Southwest Asia, the Middle East and Africa. Testimony was heard from Ann Wrobleski, Assistant Secretary, Bureau of International Narcotics Matters, Department of State; and Tom Byrne, Deputy Assistant Administrator, Office of Intelligence, Drug Enforcement Administration, Department of Justice.

REAL ESTATE APPRAISAL REFORM ACT

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs continued hearings on H.R. 3675, Real Estate Appraisal Reform Act of 1987. Testimony was heard from William J. Stolte, Chief National Bank Examiner, Office of the Comptroller of the Currency, Department of the Treasury; the following officials of Federal Home Loan Bank Board: Danny Wall, Chairman; and Roger F. Martin, Board Member; William

Taylor, Director, Division of Banking Supervision and Regulation; Federal Reserve System; D. Michael Riley, Director, Office of Examination and Insurance, National Credit Union Administration; Robert F. Miailovich, Associate Director, Division of Bank Supervision, FDIC; and Dale P. Riordan, Executive Vice President, Administration and Corporation Relations, Federal National Mortgage Association.

FEDERAL LAND POLICY AND MANAGEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended H.R. 2806, to amend the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701) to permit temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, Department of the Interior.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following measures: H.R. 3971, amended, International Child Abduction Remedies Act; H.R. 3146, amended, to clarify certain restrictions on distribution of advertisements and other information concerning lotteries and similar activities; H.R. 3997, Ethics in Government Authorization Extension Act of 1988; H.J. Res. 480, granting the consent of Congress to amendments made by Maryland, Virginia, and the District of Columbia to the Washington Metropolitan Area Transit Regulation Compact; H.R. 1259, to recognize the organization known as the National Association of State Directors of Veterans Affairs; S. 1397, to recognize the organization known as the Non-Commissioned Officers Association of the United States of America.

The Committee also acted on private claims bills.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the following bills: H.R. 4029, to authorize appropriations to carry out the Fish and Wildlife Conservation Act of 1980 for fiscal years 1989 and 1990; H.R. 4031, to authorize appropriations to carry out conservation programs on military reservations and public lands for fiscal years 1989 through 1993; H.R. 4030, to strengthen certain fish and wildlife laws; H.R. 2513, to require that a study be undertaken regarding the fishery resources and habitats of the Russian River (California) basin; and H.R. 3496, relating to the administration of the act providing for the restoration of the Klamath River basin fishery resources. Testimony was heard from Representative Bosco; Ron Lambertson, Assistant Director, Fish and Wildlife Enhancement, U.S. Fish and Wildlife Service, Department of the Interior; Capt. Michael J. Carricato, Acting Deputy Assistant Secretary, Environment, Department of Defense; and public witnesses.

OREGON INLET EROSION

Committee on Merchant Marine and Fisheries: Subcommittee on Oversight and Investigations held a hearing on the threat which the escalating erosion at Oregon Inlet, North Carolina, is posing to the U.S. Coast Guard presence in the area. Testimony was heard from Capt. Anthony Pettit, Chief, Search and Rescue Division, Headquarters, U.S. Coast Guard, Department of Transportation; Col. Joseph T. Lattemore, Deputy Commander, South Atlantic Division, Corps of Engineers, Department of the Army; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Public Works and Transportation: Ordered reported amended the following bills: H.R. 2707, to amend the Disaster Relief Act of 1974 to provide for more effective assistance in response to major disasters and emergencies: and H.R. 2266, to amend the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipeline Safety Act of 1979 to authorize appropriations for fiscal years 1988 and 1989.

The Committee also approved 6 Corps of Engineers survey resolutions.

HIGHWAY SAFETY ISSUES

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on highway safety issues. Testimony was heard from Representative Dorgan of North Dakota; Diane K. Steed, Administrator, National Highway Traffic Safety Administration, Department of Transportation.

DOE AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development continued hearings on Department of Energy fiscal year 1989 budget, with emphasis on Uranium Enrichment. Testimony was heard from Theodore D. Garrish, Assistant Secretary, Nuclear Energy, Department of Energy; and public witnesses.

Hearings continue tomorrow.

NATIONAL BUREAU OF STANDARDS AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology held a hearing on National Bureau of Standards authorization. Testimony was heard from the following officials of the Department of Commerce: Ernest Ambler, Director, National Bureau of Standards;

James H. Burrows, Director, Institute for Computer Science and Technology; Donald Johnson, Director, Task Force on Technology Service; D. Bruce Merrifield, Assistant Secretary, Productivity Technology and Innovation; Joseph E. Clark, Deputy Director, National Technology Information Service; and Barry C. Beringer, Associate Under Secretary, Economic Affairs.

Hearings continue tomorrow.

INVESTMENT USES OF LIFE INSURANCE

Committee on Ways and Means: Subcommittee on Select Revenue Measures held a hearing on the investment uses of life insurance. Testimony was heard from Representative Stark; Dennis E. Ross, Deputy Assistant Secretary, Tax Policy, Department of the Treasury; Jennie S. Stathis, Associate Director, General Government Division, GAO; and public witnesses.

Joint Meetings

ECONOMIC OUTLOOK

Joint Economic Committee: Committee concluded hearings on the national economic outlook for 1988, after receiving testimony from Alan Greenspan, Chairman, Federal Reserve System.

ELEMENTARY AND SECONDARY EDUCATION IMPROVEMENT ACT

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 5, to improve elementary and secondary education, but did not complete action thereon, and will meet again on Monday, March 21.

OMNIBUS TRADE AND COMPETITIVENESS ACT—AGRICULTURAL TRADE

Conferees met to resolve the differences between the Senate- and House-passed agricultural trade provisions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987, but did not complete action thereon, and recessed subject to call.

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Wednesday, March 16, 1988

Senate

Chamber Action

Routine Proceedings, pages 3985–4077

Measures Introduced: Thirteen bills and two resolutions were introduced, as follows: S. 2171–2183, S.J. Res. 273, and S. Res. 395. **Page 4050**

Measures Reported: Reports were made as follows:

S. Res. 384, regarding the banning of political activity in South Africa. (S. Rept. No. 100–299)

S. 952, to improve the administration of justice by providing greater discretion to the Supreme Court in selecting the cases it will review, and for other purposes, with amendments. (S. Rept. No. 100–300)

S. 552, to improve the efficiency of the Federal classification system and to promote equitable pay practices within the Federal Government, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–301) **Page 4050**

Price-Anderson Amendments Act: Senate began consideration of H.R. 1414, to amend the Price-Anderson provisions of the Atomic Energy Act of 1954, to extend and improve the procedures for liability and indemnification for nuclear incidents, taking action on amendments proposed thereto, as follows: **Page 3989**

Adopted:

(1) By unanimous vote of 94 yeas (Vote No. 54), Johnston-Metzenbaum modified Amendment No. 1664, to impose civil and criminal penalties for violations of Department of Energy regulations. **Page 3997**

(2) Johnston Amendment No. 1668, to make changes to conform with provisions of existing law and to delete provisions that would remove the limitation on liability for accidents involving nuclear waste. **Page 4025**

(3) Breaux Amendment No. 1669, to encourage the continued use and availability of radioisotopes for medical purposes. **Page 4026**

(4) McClure Amendment No. 1671, to provide for expedited congressional consideration of compensation plans submitted to Congress following a catastrophic nuclear accident. **Page 4039**

(5) McClure Amendment No. 1672, to clarify the provisions requiring the Department of Energy to enter into indemnification agreements under subsection 170(d) with all contractors engaging in activities involving a nuclear risk. **Page 4040**

(6) McClure modified Amendment No. 1674, to extend the indemnification authority under the Price-Anderson Act for 30 years, until August 1, 2007, and to require the Nuclear Regulatory Commission to report to Congress by August 1, 2003, and the Secretary of Energy by August 1, 1997, and every 10 years thereafter, on the need for modifications to the Price-Anderson provisions. **Page 4041**

(7) Johnston Amendment No. 1675, to provide Price-Anderson coverage when the Secretary undertakes work involving nuclear waste.

Page 4042

Rejected:

(1) Metzenbaum modified Amendment No. 1665, to require recovery of funds paid by the United States to a Federal contractor indemnified if such person was guilty of gross negligence or willful misconduct. (By 53 yeas to 41 nays (Vote No. 55), Senate tabled the amendment.)

Page 3999

(2) Bumpers Amendment No. 1667 (to Amendment No. 1665), of a perfecting nature. (Amendment fell with the above vote.)

Page 4017

(3) By 21 yeas to 72 nays (Vote No. 56), Breaux Amendment No. 1670, to increase the amount of financial protections available to compensate persons injured as a result of a nuclear incident at a commercial nuclear power plant.

Page 4031

Withdrawn:

(1) Bumpers Amendment No. 1666 (to Amendment No. 1665), of a perfecting nature, to modify the liability provisions.

Page 4014

(2) McClure Amendment No. 1673, to provide that the Department of Energy funds indemnifying contractors will be the exclusive source of payments for public liability where such liability does not exceed the aggregate limit on liability established under the Price-Anderson Act.

Page 4040

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereto.

Page 4075

Motion To Request Attendance: During today's proceedings, by 71 yeas to 24 nays (Vote No. 53), Senate agreed to a motion to request the attendance of absent Senators.

Page 3989

Nominations Received: Senate received the following nominations:

Michael E. Zacharia, of California, to be an Assistant Secretary of Commerce.

2 Air Force nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

Page 4076

Messages From the President: **Page 4049**

Messages From the House: **Page 4049**

Measures Ordered Placed on Calendar: **Page 4050**

Statements on Introduced Bills: **Page 4050**

Amendments Submitted: **Page 4068**

Additional Cosponsors: **Page 4066**

Authority for Committees: **Page 4071**

Notices of Hearings: **Page 4071**

Additional Statements: **Page 4072**

Quorum Calls: One quorum call was taken today. (Total—13)

Page 3989

Record Votes: Four record votes were taken today. (Total—56)

Pages 3989, 3999, 4025, 4038

Recess: Senate convened at 10 a.m., and recessed at 5:53 p.m., until 10 a.m., on Thursday, March 17, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 4076.)

Committee Meetings

APPROPRIATIONS—LEGISLATIVE BRANCH

Committee on Appropriations: Subcommittee on Legislative Branch held hearings on proposed budget estimates for fiscal year 1989 for the Legislative Branch, receiving testimony in behalf of funds for their respective activities from Walter J. Stewart, Secretary of the Senate; and Henry Kuualoha Giugni, Senate Sergeant at Arms.

Hearings continue tomorrow.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Committee continued hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, receiving testimony from John O. Marsh, Jr., Secretary of the Army; H. Lawrence Garrett III, Acting Secretary of the Navy; Edward C. Aldridge, Jr., Secretary of the Air Force; Gen. Carl Vuono, USA, Chief of Staff, United States Army; Adm. H. Hardisty, USN, Chief of Naval Operations; Gen. Alfred M. Gray, USMC, Commandant of the Marine Corps; and Gen. Larry D. Welch, USAF, Chief of Staff, United States Air Force.

Hearings continue tomorrow.

1989 BUDGET

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1989 budget, receiving testimony from Gilbert S. Omenn, University of Washington, Seattle; Lewis Branscome, Harvard University, Cambridge, Massachusetts; and Soloman Buchsbaum, AT&T Bell Laboratories, Murray Hill, New Jersey.

Hearings continue tomorrow.

FISHERIES ENFORCEMENT IN THE BERING SEA

Committee on Commerce, Science, and Transportation: Committee concluded joint hearings with the National Ocean Policy Study to review foreign fishing activities in the Bering Sea, after receiving testimony from Senator Murkowski; Representative Don Young; Adm. Paul A. Yost, Commandant, and Rear Adm. Clyde E. Robbins, Chief, Office of Operations, both of the U.S. Coast Guard, Department of Transportation; James E. Douglas, Jr., Deputy Assistant Administrator for Fisheries, William Aron, Director of Science and Research, Alaska Region, and Morris Pallozzi, Chief Enforcement Officer, all of the National Oceanic and Atmospheric Administration, Department of Commerce; Edward E. Wolfe, Deputy Assistant Secretary of State for Oceans and Fisheries Affairs; Edward D. Evans, Alaska Factory Trawler Association, Sam Hjelle, Glacier Fish Co., Ltd., Dayton Alverson, Natural Resources Consultants, and Robert Alverson, Fishing Vessel Owners Association, all of Seattle, Washington; John G. Peterson, North Pacific Fishery Management Council, and Henry Mitchell, Bering Sea Fishermen's Association, both of Anchorage, Alaska; Steven Pennoyer, Alaska Department of Fish and Game, Juneau, Alaska; and Barry Collier, Pacific Seafood Processors Association, Washington, DC.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Joseph T. Nall, of North Carolina, to be a Member of the National Transportation Safety Board, after the nominee, who was introduced by Senator Sanford and Representative Lancaster, testified and answered questions in his own behalf.

FAA

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held oversight hearings on the Federal Aviation Administration, focusing on safety and security initiatives, receiving testimony from T. Allan McArtor, Administrator, Federal Aviation Administration, Department of Transportation.

Hearings were recessed subject to call.

WATER RESOURCES PROJECTS

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure held hearings on S. 2100, to authorize programs for the conservation and development of water resource projects of the U.S. Army Corps of Engineers, and S. 2101, to provide for the construction of various projects for improvements to rivers and harbors of the United States, receiving testimony from Robert W. Page, Assistant Secretary of the Army for Civil Works; James L. Emery, Administrator, Saint Lawrence Seaway Development Corporation; John Harris, American Federation of Government Employees, Washington, DC; Salvatore L. Pisani, Ogdensburg Bridge and Port Authority, Ogdensburg, New York; Brendan W. O'Malley, Port Authority of New York and New Jersey, New York, New York; Dave Sprynczynatyk, North Dakota State Water Commission, Douglas K. Eiken, North Dakota State Parks and Recreation Department, and Paul R. Feyereisen, Missouri River Adjacent Land Owners Assn., all of Bismarck, North Dakota; and Ivan Boe, B.O.M.M.M. Joint Water Resources Board, Turtle Lake, North Dakota.

Hearings continue tomorrow.

MOTOR FUEL EXCISE TAX COLLECTION PROCESS

Committee on Finance: Subcommittee on Energy and Agricultural Taxation held oversight hearings on the possible changes in the collection procedures for Federal excise taxes on gasoline, diesel, and aviation fuel, receiving testimony from Senators Exon, Domenici, Murkowski, Nickles, Gramm, and Karnes; Representatives Lott, and Daub; Dennis E. Ross, Tax Legislative Counsel, Department of the Treasury; Robert E. Farris, Deputy Administrator, Federal Highway Administration, Department of Transportation; S.M. True, Jr., Texas Farm Bureau, Plainview, representing the American Farm Bureau Federation; Daniel B. Scherder, Peabody Holding Company, Inc., St. Louis, Missouri, on behalf of the National Coal Association and the American Mining Congress; R. Timothy Columbus, Society of Independent Gasoline Marketers of America; James C. Day, Noble Drilling Corporation, Tulsa, Oklahoma, on behalf of International Association of Drilling Contractors, Association of Oilwell Servicing Contractors and International Association of Geophysical Contractors; Jack Kelsey, Oklahoma Farmers Union, and Ellis D. Edwards, Oklahoma State Treasurer, on behalf of Government Finance Officers Association, National Governors Association, National League of Cities, National Association of State Treasurers, and National Association of Fleet Administrators, both of Oklahoma City; Jerdy Gary, Sooner Oil Company, Denison, Texas, representing the Petroleum Marketers Association of America; and R. Michael Bright, Citgo Petroleum Corporation, Tulsa, Oklahoma.

Hearings were recessed subject to call.

INF TREATY

Committee on Foreign Relations: Committee resumed hearings on the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range Missiles (Treaty Doc. 100–11), receiving testimony from Howard R. Swearer and Daniel Yankelovich, both on behalf of the Public Agenda Foundation, New York, New York.

Hearings continue tomorrow.

INFORMATION POLICY AND COMPETITIVENESS

Committee on the Judiciary: Subcommittee on Technology and the Law held hearings to review the restrictions on the flow of scientific and technical information imposed for national security reasons, receiving testimony from Mitchel B. Wallerstein, Associate Executive Director, Office of International Affairs, National Research Council, National Academy of Sciences; William R. Graham, Jr., Science Advisor to the President, Director, Office of Science and Technology; Lewis I. Branscomb, Kennedy School of Government, and Muriel Morisey Spence, Harvard University, both the Cambridge, Massachusetts; Robert L. Park, American Physical Society, Washington, DC; Dean Eastman, IBM, Armonk, New York; Bill Gear, University of Illinois, Champaign; and David A. Wilson, University of California, Los Angeles.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 4160–4189; and 8 resolutions, H.J. Res. 503–505, H. Con. Res. 265, and H. Res. 402–405 were introduced.

Page 4134

Report Filed: One report was filed as follows: H. Res. 403, providing for the consideration of H.R. 2707, to amend the Disaster Relief Act of 1974 to provide for more effective assistance in response to major disasters and emergencies (H. Rept. 100–518).

Page 4134

Journal: By a yea-and-nay vote of 280 yeas to 124 nays, Roll No. 29, the House approved the Journal of Tuesday, March 16.

Page 4078

Appeal of Ruling of Chair: By a yea-and-nay vote of 237 yeas to 167 nays, Roll No. 30, the House agreed to the Foley motion to table the Walker appeal of a ruling of the Chair.

Page 4086

Suspensions: House voted to suspend the rules and pass the following measures which were debated on Tuesday, March 15:

Korean War Memorial: S.J. Res. 225, approving the location of the Korean War Memorial, passed by a yea-and-nay vote of 404 yeas, Roll No. 31, clearing the measure for the President; and

Page 4087

Agricultural aid amendments: S. 2151, amended, to amend section 416 of the Agricultural Act of 1949 (passed by a recorded vote of 360 ayes to 39 noes, Roll No. 32).

Page 4088

Civil Rights Restoration Veto: It was made in order that when the House receives from the Senate a message that that body has passed S. 557, Civil Rights Restoration Act, the objections of the President to the contrary notwithstanding, that consideration of the bill and veto message be postponed until Tuesday, March 22.

Page 4088

Committee Expenses: By a yea-and-nay vote of 302 yeas to 104 nays, Roll No. 33, the House agreed to H. Res. 388, providing amounts from the contingent fund of the House for expenses of investigations and studies by standing and select committees of the House in the second session of the One Hundredth Congress.

Page 4089

Presidential Message—Civil Rights Protection: Received and read a message from the President wherein he transmits proposed legislation entitled the "Civil Rights Protection Act of 1988"—referred to the Committee on the Judiciary and the Committee on Education and Labor and ordered printed (H. Doc. 100–175).

Page 4124

Quorum Calls—Votes: Four yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 4078, 4086, 4087, 4088, 4099. There were no quorum calls.

Adjournment: Met at 2 p.m. and adjourned at 9 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Attorney General, on Department of Justice—General Administration, Fees and Expenses of Witnesses, Office of Justice Programs, and on Commission on the Bicentennial of the Constitution. Testimony was heard from the following officials of the Department of Justice: Edwin Meese III, Attorney General; Harry H. Flickinger, Assistant Attorney General, General Administration; and Richard B. Abell, Acting Assistant Attorney General, Office of Justice Programs; and former Chief Justice Warren

E. Burger, Chairman, Commission on the Bicentennial of the Constitution.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Intelligence Budget Overview and on Air Force Aircraft Procurement. Testimony was heard from Robert Gates, Deputy Director, CIA; and from the following officials of the Department of the Air Force: John J. Welch, Jr., Assistant Secretary (Acquisition); and Lt. Gen. George L. Monahan, Jr., USAF, Principal Deputy Assistant Secretary (Acquisition).

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Department of Energy-General Science, Basic Energy Sciences, and on Supporting Technology. Testimony was heard from James F. Decker, Acting Director, Office of Energy Research, Department of Energy.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on NSF. Testimony was heard from Erich Bloch, Director, NSF.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Department of Energy-Fossil Energy, Naval Petroleum and Oil Shale Reserve, Strategic Petroleum Reserve, and Clean Coal Technology, and on Office of Surface Mining. Testimony was heard from J. Allen Wampler, Assistant Secretary, Fossil Energy, Department of Energy; and Jed D. Christensen, Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Centers for Disease Control, and on Office of Human Development. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. James O. Mason, Director, Centers for Disease Control; and Sydney Olson, Assistant Secretary, Office of Human Development.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on Joint Economic Committee and on GPO. Testimony was heard from Senator Sarbanes, Chairman, Joint Economic Committee; and Ralph E. Kennickell, Jr., Public Printer, GPO.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Central America, Persian Gulf and Pacific Construction (Base Rights and Burdensharing). Testimony was heard from Richard L. Armitage, Assistant Secretary, International Security Affairs, Department of Defense.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Secretary of Agriculture. Testimony was heard from Richard E. Lyng, Secretary of Agriculture.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Panama Canal Commission and on Saint Lawrence Seaway Development Corporation. Testimony was heard from the following officials of the Panama Canal Commission: William R. Gianelli, representative, Panama Canal Affairs, Department of Defense and Chairman, Board of Directors; and Dennis P. McAuliffe, Administrator; the following officials of the Saint Lawrence Seaway Development Corporation, Department of Transportation: James E. Emery, Administrator; Erman J. Cocci, Associate Administrator; and Edward Margosian, Comptroller.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on GSA. Testimony was heard from Terence C. Golden, Administrator, GSA.

WHISTLEBLOWER PROTECTION IN THE MILITARY

Committee on Armed Services: Acquisition Policy Panel held a hearing on whistleblower protection in the military. Testimony was heard from the following officials of the Department of Defense: Derek J. Vander Schaaf, Deputy Inspector General; and Robert L. Gilliat, Assistant General Counsel, Personnel and Health Policy; and a public witness.

EUROPEAN SECURITY ISSUES

Committee on Armed Services: Defense Burdensharing Panel continued hearings on European security issues, particularly in light of the pending INF

Treaty, and how the cost of European defense is shared by the U.S. and its NATO allies. Testimony was heard from former Senator John Tower; Ambassador Jonathan Dean, former Mutual and Balanced Force Reduction Negotiator; and a public witness.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portion of the fiscal year 1989 defense authorization, with emphasis on Navy and Marine Corps programs. Testimony was heard from the following officials of the Department of the Navy: VAdm. Robert F. Dunn, Assistant Chief of Naval Operations (Air Warfare); VAdm. Joseph B. Wilkinson, Jr., Commander, Naval Air Systems Command; and Lt. Gen. Keith Smith, Deputy Chief of Staff for Aviation, USMC.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1989 defense authorization, with emphasis on Persian Gulf operations. Testimony was heard from the following officials of the Department of Defense: Edward W. Gnehm, Deputy Assistant Secretary, Near East and South Asia; Col. B.J. Lotzbire, USAF, Joint Operations Division, Joint Chiefs of Staff; John Flinn, Director for Operations, Office of the Assistant Secretary (Comptroller); and RAdm. Raymond M. Walsh, Director of Operations, Fiscal Management Division, Office of the Chief of Naval Operations.

Hearings continue March 22.

READINESS INDICATORS

Committee on Armed Services: Subcommittee on Readiness held a hearing on readiness indicators. Testimony was heard from David J. Armor, Principal Deputy Assistant Secretary (Force Management and Personnel), Department of Defense.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the RDT&E portion of the fiscal year 1989 defense authorization, with emphasis on Strategic Defense Initiative Organization budget. Testimony was heard from Lt. Gen. James A. Abrahamson, USAF, Director, Strategic Defense Initiative Organization, Department of Defense.

Hearings continue tomorrow.

INDIAN HOUSING ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development approved for full Committee action amended H.R. 3927, Indian Housing Act of 1988.

INTER-AMERICAN DEVELOPMENT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance and the Subcommittee on International Finance. Trade and Monetary Policy held a joint hearing on the Future role of the Inter-American Development Bank. Testimony was heard from David Mulford, Associate Secretary, International Affairs, Department of the Treasury; and public witnesses.

MINIMUM WAGE RESTORATION ACT

Committee on Education and Labor: Ordered reported amended H.R. 1834, Minimum Wage Restoration Act of 1987.

FEDERAL EQUAL EMPLOYMENT OPPORTUNITY REPORTING ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities approved for full Committee action amended H.R. 3330, Federal Equal Employment Opportunity Reporting Act of 1987.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Select Education held an oversight hearing on the Rehabilitation Services Administration. Testimony was heard from Madeleine Will, Assistant Secretary, Office of Special and Rehabilitative Service, Department of Education; and public witnesses.

ATV USER SAFETY AND EQUITY ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on H.R. 3991, ATV User Safety and Equity Act. Testimony was heard from the following officials of the Consumer Protection Safety Commission: Terrence Scanlan, Chairman; Carol G. Dawson, Vice Chairman; and Anne Graham, Commissioner; W.J. Michael Cody, Attorney General, State of Tennessee; and public witnesses.

U.S./CANADA FREE TRADE AGREEMENT

Committee on Foreign Affairs: Held a hearing on U.S./Canada Free Trade Agreement. Testimony was heard from Clayton Yeutter, U.S. Trade Representative.

MEDIA RESTRICTIONS IN SOUTH AFRICA

Committee on Foreign Affairs: Subcommittee on Africa continued hearings on the media restrictions in South Africa II. Testimony was heard from Representative Lowry of Washington; Charles Freeman, Deputy Assistant Secretary, Bureau of African Affairs, Department of State; and public witnesses.

OVERSEAS PRIVATE INVESTMENT CORPORATION AUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade concluded hearings on the reauthorization and oversight of the Overseas Private Investment Corporation II. Testimony was heard from public witnesses.

DRAFT REPORT

Committee on Government Operations: Subcommittee on Employment and Housing approved for full Committee action the following draft report: "Here's the Beef: Under Reporting of Injuries, OSHA's Policy of Exempting Companies From Programmed Inspections Based on Injury Records, and Unsafe Conditions in the Meat Packing Industry."

MISCELLANEOUS MATTERS

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action amended H.R. 3932, Presidential Transitions Effectiveness Act.

The Subcommittee also approved for full Committee action three draft reports.

Prior to this action, the Subcommittee held a hearing on H.R. 3932. Testimony was heard from Terence C. Golden, Administrator, GSA; Charles A. Bowsher, Comptroller General, GAO; and Joseph R. Wright, Deputy Director, Office of Management and Budget.

The Subcommittee also held a hearing on DOD's Contractor's Health Insurance Reimbursement. Testimony was heard from Michael Zimmerman, Senior Associate Director, Human Resources Division, GAO; and Eleanor R. Spector, Deputy Assistant Secretary, Procurement, Department of Defense.

FEDERAL CAVE RESOURCES PROTECTION ACT

Committee on Interior and Insular Affairs: Ordered reported amended H.R. 1975, to protect cave resources on Federal lands.

RETIREMENT AND SURVIVOR ANNUITIES FOR BANKRUPTCY JUDGES AND MAGISTRATES

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice approved for full Committee action the introduction of a clean bill in lieu of H.R. 2586, Retirement and Survivor Annuities for Bankruptcy Judges and Magistrates.

MAJOR PROCUREMENT FRAUD

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on Major Procurement Fraud. Testimony was heard from public witnesses.

GENOCIDE CONVENTION

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law held a hearing on H.R. 807, Genocide Convention Implementation Act of 1987. Testimony was heard from Senator Proxmire; Richard Shifter, Assistant Secretary, Human Rights and Humanitarian Affairs; Victoria Toensing, Deputy Assistant Attorney General, Criminal Division, Department of Justice; and public witnesses.

CLASSIFIED BRIEFING

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf met in executive session to receive a classified briefing to provide an update on the situation in Panama. The Subcommittee was briefed by Michael G. Kozak, Deputy Legal Adviser, Latin American Affairs, Department of State.

ECONOMIC REGULATION OF THE MOTOR CARRIER INDUSTRY

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on the economic regulation of the Motor Carrier Industry. Testimony was heard from Representative DeLay; Mimi Dawson, Deputy Secretary of Transportation, Department of Transportation; Heather J. Gradison, Chairman, ICC; and public witnesses.

DISASTER RELIEF ACT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 2707, to amend the Disaster Relief Act of 1974 to provide for more effective assistance in response to major disasters and emergencies. Testimony was heard from Chairman Howard and Representatives Nowak, Hammerschmidt and Stangeland.

DOE AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development continued hearings on Department of Energy fiscal year 1989 budget, with emphasis on Nuclear Fission. Testimony was heard from Theodore D. Garrish, Assistant Secretary, Nuclear Energy, Department of Energy; Gregory Reck, Director, Propulsion Office, Office of Aeronautics and Space Technology, NASA; Victor Stello, Executive Director, Operations, NRC; Col. George Hess, Vice Director, Survivability, Lethality and Key Technologies, Strategic Defense Initiative Office; and Col. Joseph R. Johnson, USAF, Commander, Space Technology Center, Air Force Systems Command; both with the Department of Defense; and public witnesses.

Hearings continue tomorrow.

SUPERCONDUCTING SUPER COLLIDER

Committee on Science, Space, and Technology: Subcommittee on International Scientific Cooperation held a hearing on International Participation in the Superconducting Super Collider. Testimony was heard from James E. Decker, Acting Director, Energy Research, Department of Energy.

NATIONAL BUREAU OF STANDARDS AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology continued hearings on National Bureau of Standards authorization. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met to consider pending business.

MONTGOMERY GI BILL

Committee on Veterans' Affairs: Subcommittee on Education Training and Employment approved for full Committee action amended the Montgomery GI Bill Amendments of 1988.

VA MEDICAL FACILITIES CONSTRUCTION PROPOSAL

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on VA medical facilities construction proposal for fiscal year 1989. Testimony was heard from the following officials of the VA: Susan Livingstone, Assistant Deputy Administrator, Logistics; and Dr. John Gronvall, Chief Medical Director; and representatives of veterans' organizations.

ECONOMY AND THE BUDGET

Committee on Ways and Means: Held a hearing on the economy and the President's budget for fiscal year 1989. Testimony was heard from James C. Miller III, Director, Office of Management and Budget; James L. Blum, Acting Director, CBO; O. Donaldson Chapoton, Assistant Secretary, Tax Policy, Department of the Treasury; and public witnesses.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1989 National Foreign Intelligence Program Budget. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

PANAMA AND HAITI DRUG INDICTMENTS

Select Committee on Narcotics Abuse and Control: Held a hearing on Panama and Haiti Drug Indictments. Testimony was heard from Leon Kellner, U.S. Attorney, Southern District, Florida.

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Thursday, March 17, 1988

Senate

Chamber Action

Routine Proceedings, pages 4222–4353

Measures Introduced: Seven bills and two resolutions were introduced, as follows: S. 2184–2190, S.J. Res. 274 and S. Con. Res. 104.

Page 4329

Measures Passed:

Age Discrimination Claims Assistance Act of 1988: Senate passed S. 2117, to extend the statute of limitations applicable to certain claims under the Age Discrimination in Employment Act of 1967 that were filed with the Equal Employment Opportunity Commission before the date of enactment of this Act.

Page 4315

Private Relief: Senate passed S. 1609, for the relief of James P. Purvis.

Page 4316

Extension of Certain Defense Medical Benefits: Senate passed H.R. 3967, to amend the Department of Defense Authorization Act, to extend medical benefits for certain former spouses.

Page 4317

Indefinitely Postponed: Senate indefinitely postponed the following measure:

Employment of School Bus Drivers: H.R. 4063, to require the Secretary of Labor to permit North Carolina and South Carolina to continue to employ 17-year-old school bus drivers under certain conditions until June 15, 1988.

Page 4317

Veto Message on the Civil Rights Restoration Act: Senate began consideration of a veto message on S. 557, the Civil Rights Restoration Act (Grove City).

Page 4223

A unanimous-consent agreement was reached providing for further consideration of the veto message on Tuesday, March 22, with a vote on reconsideration of the bill to occur at 12 noon, the objections of the President notwithstanding.

Page 4276

Price-Anderson Amendments Act: Senate continued consideration of H.R. 1414, to amend the Price-Anderson provisions of the Atomic Energy Act of 1954, to extend and improve the procedures for liability and indemnification for nuclear incidents, taking action on further amendments proposed thereto, as follows: **Pages 4276, 4277**

Adopted:

(1) By 45 yeas to 36 nays (Vote No. 58), McClure Amendment No. 1678, to extend the indemnification authority under the Price-Anderson Act for 30 years, until August 1, 2017, and to require the Nuclear Regulatory Commission to report to Congress by August 1, 2013, and the Secretary of Energy by August 1, 1987, and every 10 years thereafter, on the need for modifications to the Price-Anderson Act provisions. **Page 4306**

(2) By 50 yeas to 34 nays (Vote No. 57), Breaux Amendment No. 1679 (to Amendment No. 1678), in the nature of a substitute, to extend the indemnification authority under the Price-Anderson Act for 20 years, until August 1, 2007, and to require the reports to Congress by the Secretary of Energy by August 1, 1993, and August 1, 2003, on the need for modifications to the Price-Anderson Act provisions. **Page 4309**

Vitiated:

McClure modified Amendment No. 1674, to extend the indemnification authority under the Price-Anderson Act for 30 years, until August 1, 2017, and to require the Nuclear Regulatory Commission to report to Congress by August 1, 2003, and every 10 years thereafter, on the need for modifications to the Price-Anderson Act provisions, which was agreed to on Wednesday, March 16, that action was today vitiated. **Page 4306**

Pending:

Glenn-Roth Amendment No. 1677, to create an independent oversight board to ensure the safety of Department of Energy nuclear facilities, to apply the provisions of OSHA to certain Department of Energy nuclear facilities, and to ensure independent research on the effects of radiation on human beings. **Page 4301**

Senate will continue consideration of the bill and amendments proposed thereto on Friday, March 18.

Messages From the President: Senate received the following messages from the President of the United States:

Received on Wednesday, March 16:

(1) Veto Message on S. 557, Civil Rights Restoration Act (Grove City); which was considered (see above). (PM-122)

(2) Transmitting a draft of proposed legislation, Civil Rights Protection Act of 1988, to protect the civil rights of Americans and to clarify the application of title IX of the Education Amendments of 1972, section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, and title VI of the Civil Rights Act of 1964; which was referred to the Committee on Labor and Human Services. (PM-123) **Page 4326**

Messages From the President: **Page 4326**

Messages From the House: **Page 4328**

Communications: **Page 4328**

Statements on Introduced Bills: **Page 4330**

Amendments Submitted: **Page 4336**

Additional Cosponsors: **Page 4335**

Authority for Committees: **Page 4342**

Notices of Hearings: **Page 4342**

Additional Statements: **Page 4343**

Record Votes: Two record votes were taken today. (Total—58) **Page 4314**

Adjournment: Senate convened at 10 a.m., and recessed at 8:28 p.m., until 9 a.m., on Friday, March 18, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 4352.)

Committee Meetings

FINANCIAL MARKET EVENTS

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings to review the current state of U.S. financial markets, focusing on the problems surrounding the October 1987 market break, receiving testimony from Wendy L. Gramm, Chairman, and Kalo A. Hineman, Commissioner, both of the Commodity Futures Trading Commission; David S. Ruder, Chairman, U.S. Securities and Exchange Commission; and Nicholas F. Brady, Dillon, Read & Co., Inc., New York, New York.

Hearings were recessed subject to call.

APPROPRIATIONS—LEGISLATIVE BRANCH

Committee on Appropriations: Subcommittee on Legislative Branch concluded hearings on proposed budget estimates for fiscal year 1989 for the Legislative Branch, after receiving testimony in behalf of funds for their respective activities from John H. Gibbons, Director, Office of Technology Assessment; James L. Blum, Acting Director, Congressional Budget Office; Ralph E. Kennickell, Jr., Public Printer, Government Printing Office; Charles Bowsher, Comptroller General of the United States; General Accounting Office; James H. Billington, Librarian of Congress; Joseph Ross, Director, Congressional Research Service, Library of Congress; and George M. White, Architect of the Capitol.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Jim Burnett, Chairman, National Transportation Safety Board; and M. Cynthia Douglass, Administrator, Research and Special Programs Administration, Department of Transportation.

Subcommittee will meet again on Thursday, March 24.

NICARAGUA/HONDURAS BRIEFING

Committee on Armed Services: Committee met in closed session to receive a briefing on the current Nicaragua/Honduras situation from William H. Taft IV, Deputy Secretary of Defense; and officials of the Central Intelligence Agency and the Joint Chiefs of Staff.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Committee continued hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, and the five-year defense plan, receiving testimony from William H. Taft IV, Deputy Secretary of Defense.

Hearings were recessed subject to call.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on manpower requirements for the total force, receiving testimony from Grant S. Green, Assistant Secretary of Defense for Force Management and Personnel; Lt. Gen. Allen K. Ono, USA, Deputy Chief of Staff for Personnel; VAdm. Leon A. Edney, USN, Chief of Naval Personnel; Lt. Gen. John I. Hudson, USMC, Deputy Chief of Staff for Personnel; and Maj. Gen. Larry D. Dillingham, USAF, Assistant Deputy Chief of Personnel.

Hearings were recessed subject to call.

SHAREHOLDER VOTING RIGHTS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on a uniform voting rights standard for all corporate issuers whose securities are traded in the nation's securities markets, after receiving testimony from New York City Comptroller Harrison J. Goldin, Richard A. Grasso, New York Stock Exchange, and Richard H. Troy, American Society of Corporate Secretaries, all of New York, New York; Robert A.G. Monks, Institutional Shareholder Services, Inc., and A.A. Sommer, Jr., Morgan, Lewis, & Bockius, both of Washington, DC; Richard Ruback, Harvard Business School, Boston, Massachusetts; Manning G. Warren III, Emory University School of Law, Atlanta, Georgia; Jeff Coors, Adolph Coors Company, Golden, Colorado; and John Hechinger, Hechinger Company, Landover, Maryland.

1989 BUDGET

Committee on the Budget: Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1989 budget, receiving testimony from George P. Shultz, Secretary of State; Alice Rivlin and Joshua M. Weiner, both of Brookings Institution, and Daniel Borque, Voluntary Hospitals of America, on behalf of the Task Force on Long Term Health Care Policies, all of Washington, DC; and Barbara Matula, North Carolina Division of Medical Assistance, Raleigh.

Hearings continue tomorrow.

AUTHORIZATIONS—AMTRAK

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on proposed legislation authorizing funds for the National Railroad Passenger Corporation (AMTRAK), after receiving testimony from John Riley, Administrator, Federal Railroad Administration; W. Graham Claytor, Jr., President and Chairman of the Board, National Railroad Passenger Corporation; Mayor Hal Smith, Jr., and Michael E. Sullivan, both of Hastings, Nebraska; and William T. Druhan, American Association of State Highway and Transportation Officials, William G. Mahoney, Railway Labor Executives' Association, and Ross Capon, National Association of Railroad Passengers, all of Washington, DC.

FEDERAL LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 1508, S. 1570, and H.R. 1548, bills to withdraw and reserve certain Federal lands for military purposes, after receiving testimony from John O. Rittenhouse, Deputy Assistant Secretary of the Air Force for Installations Management; A. Jeffrey Roth, Director of Navy Real Estate, Navy Facilities Engineering Command, United States Navy; Robert F. Burford, Director, Bureau of Land Management, Department of the Interior; Courtland Lee, Minerals Exploration Coalition, Landover, Maryland; T.C. Osborne, ASARCO Incorporated, New York, New York; and Dale Zimmerman, McDade, Warran and Zimmerman, Washington, DC.

WATER RESOURCES PROJECTS

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure concluded hearings on S. 2100, to authorize programs for the conservation and development of water resource projects of the U.S. Army Corps of Engineers, and S. 2101, to provide for the construction of various projects for improvements to rivers and harbors of the United States, after receiving testimony from Senators Ford, McConnell, and Dixon; George E. Evans, Jr., Kentucky Energy Cabinet, Frankfort; Charles Lehman, American Commercial Barge Line Co., Jeffersonville, Indiana; Gary P. La Grange, West St. Mary Parish, Port, Harbor and Terminal District, Louisiana; Don Salsbury, Mid-South Towing Co., Metropolis, Illinois; David H. Gambrel, Peabody Development Company, St. Louis, Missouri; Marc Gabor, United Mine Workers of America, David C. Campbell, National Wildlife Federation, Ed Osann, National Wildlife Federation, Albert A. Grant, American Society of Civil Engineers, and Donald L. Stokley, American Public Power Association, all of Washington, DC; Donald L. Hey, Wetlands Research, Inc., Lake County, Illinois; Gary L. Failor, American Association of Port Authorities, Toledo, Ohio; J. Stanley Payne, Jr., Virginia Port Authority, Norfolk; Nicholas J. Melas, Metropolitan Sanitary District, Chicago, Illinois; Kenneth L. Edwards, Riverside County Flood Control and Sanitary District, California; Gary Gagnon, Milwaukee Metropolitan Sewerage District, Milwaukee, Wisconsin; Virginia Valentine, Clark County, Nevada, Regional Flood Control District, Nevada; Dennis McDuffey, Rancho Palos Verdes, California; Judith Meister, Santa Monica, California; Councilmember Kay Horrell, Redondo Beach, California; R. Barry Palmer, DINAMO, Pittsburgh, Pennsylvania; and J. Henry Sather, Macomb College, Macomb, Illinois.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Finance: Committee held hearings on the U.S.-Canada Free Trade Agreement signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada, receiving testimony from James A. Baker III, Secretary of the Treasury; and Clayton Yeutter, United States Trade Representative.

Hearings were recessed, subject to call.

NICARAGUA/HONDURAS SITUATION

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the current Nicaragua/Honduras situation from Michael Armacost, Under Secretary of State for Political Affairs.

INF TREATY

Committee on Foreign Relations: Committee continued hearings on the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony in open session from Michael J. Matheson, Deputy Legal Adviser, Department of State; Maynard Glitman, U.S. Negotiator For Intermediate-Range Nuclear Forces; and David F. Forte, Cleveland State University, Cleveland, Ohio; and in open and closed session from William F. Burns, Director, and Manfred Eimer, Assistant Director, Bureau of Verification and Intelligence, both of the U.S. Arms Control and Disarmament Agency.

Hearings continue on Tuesday, March 22.

CABLE TV

Committee on the Judiciary: Subcommittee on Antitrust, Monopolies and Business Rights held hearings to discuss competitive issues affecting the cable television industry, receiving testimony from William B. Finneran, New York State Commission on Cable Television, Albany; James M. Theroux, Wireless Cable Association, and Milton Maltz, Malrite Communications Group, on behalf of the Association of Independent Television Stations, Inc., both of Cleveland, Ohio; Mark Foster, The Microband Companies, Inc., New York, New York; George Kocian, Home Satellite Television Association, Tiverton, Ohio; Thomas Burke, United Satellite Industry Association, North Little Rock, Arkansas; James P. Mooney, National Cable Television Association, and Joseph Collins, Home Box Office, Inc., both of Washington, DC; Amos B. Hostetter, Jr., Continental Cablevision, Inc., Boston, Massachusetts; Robert Thomson, Tele-Communications, Inc., Denver, Colorado; Gary R. Chapman, National Association of Broadcasters, Riverside, Rhode Island; Wendell Triplett, WWAT–TV, Chillicothe, Ohio; and John Siegel, KBHK–TV, San Francisco, California.

Hearings were recessed subject to call.

CAMPAIGN FINANCE REFORM

Committee on the Judiciary: Subcommittee on the Constitution concluded hearings on S.J. Res. 21, S.J. Res. 130, and S.J. Res. 166, measures proposing amendments to the Constitution of the United States relative to contributions and expenditures intended to affect Congressional, Presidential, and State elections, after receiving testimony from Senators Hollings, McConnell, Roth, Cranston, and Kassebaum; Representative Schumer; Lloyd N. Cutler, Wilmer, Cutler & Pickering, Washington, DC; Walter Dellinger, Duke University Law School, Durham, North Carolina; and Joel M. Gora, Brooklyn Law

School, Brooklyn, New York, on behalf of the American Civil Liberties Union.

BUSINESS MEETING

Committee on Veterans' Affairs: Committee ordered the following measures favorably reported:

S. 2049, to establish an independent national commission on the Veterans' Administration home loan guaranty program, to authorize reductions in the interest rate on loans made by the Veterans' Administration to finance the sales of properties acquired by the Veterans' Administration as the result of foreclosures, and to establish credit worthiness requirements for assumptions of VA vendee loans, with an amendment in the nature of a substitute; and

An original bill to allow Veterans' Administration access to certain IRS and SSA information records for income verification for pension eligibility determination.

Also, the committee completed its review of those programs which fall within the committee's jurisdiction and agreed on recommendations which it will make thereon to the Committee on the Budget.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 4190–4203; 1 private bill, H.R. 4204; and 8 resolutions, H.J. Res. 506–510, H. Con. Res. 266, and H. Res. 406 and 407 were introduced.

Page 4219

Bill Reported: One report was filed as follows: H.R. 3757, to amend title 5, United States Code, to permit voluntary transfers of leave by Federal employees where needed because of a medical or other emergency situation, amended (H. Rept. 100–519).

Page 4219

Privileges of the House—Broadcast Coverage: By a yea-and-nay vote of 381 yeas, Roll No. 34, the House agreed to H. Res. 406, raising a question of the privileges of the House.

Page 4180

Late Reports: Committee on the Judiciary received permission to have until noon on Friday, March 18, to file reports on the following measures: H.J. Res. 480, granting the consent of Congress to amendments made by Maryland, Virginia, and the District of Columbia to the Washington Metropolitan Area Transit Legislation Compact; H.R. 1259, to recognize the organization known as the National Association of State Directors of Veterans Affairs; and S. 1397, to recognize the organization known as the Non-Commissioned Officers Association of the United States of America.

Page 4182

Disaster Relief Assistance: By a yea-and-nay vote of 368 yeas to 13 nays, Roll No. 36, the House passed H.R. 2707, to amend the Disaster Relief Act of 1974 to provide for more effective assistance in response to major disasters and emergencies.

Page 4184

Agreed to the committee amendment in the nature of a substitute.

Page 4209

Agreed To:

The Howard en bloc amendments that provide penalties for misuse of funds and violations of any provisions of the bill, and clarify and define the use of Department of Defense resources in providing disaster assistance; and

Page 4200

The Davis of Michigan amendment that directs the Department of the Interior to study undeveloped coastal areas of the Great Lakes for possible future inclusion in the Coastal Barrier Resources System.

Page 4203

Rejected the Walker en bloc amendment that sought to strike the Great Lakes erosion damage assistance and prevention provisions and language that authorizes $55,000,000 for the New York Harbor collection and removal drift project (rejected by a recorded vote of 41 ayes to 340 noes, Roll No. 35).

Page 4205

H. Res. 403, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 4182

Cholesterol Month: House passed and cleared for the President S.J. Res. 344, to designate the month of April 1988, as "National Know Your Cholesterol Month".

Page 4210

Black American Inventors: House passed H.J. Res. 377, designating March 27, 1988, as "National Black American Inventors Day".

Page 4210

National Agriculture Day: House passed and cleared for the President S.J. Res. 265, to designate March 20, 1988, as "National Agriculture Day".

Page 4210

Former Prisoners of War: House passed and cleared for the President S.J. Res. 253, designating April 9, 1988, as "National Former Prisoners of War Recognition Day".

Page 4211

Education Day: House passed H.J. Res. 470, to designate March 29, 1988, as "Education Day, U.S.A.".

Page 4212

Run to Daylight: House passed and cleared for the President, S.J. Res. 229, to designate the day of April 1, 1988, as "Run to Daylight Day". **Page 4213**

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 4182, 4207, 4209. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 2:40 p.m.

Committee Meetings

EFFECTS OF RECENT TAX CODE CHANGES ON AGRICULTURE

Committee on Agriculture: Held a hearing on the effects of recent Tax Code changes on agriculture. Testimony was heard from Ewen Wilson, Assistant Secretary, Economics, USDA; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on DEA, General Legal Activities, U.S. Attorneys, Antitrust Division, Foreign Claims Settlement and Community Related Services. Testimony was heard from the following officials of the Department of Justice: Jack Long, Director, DEA; Arnold I. Burns, Deputy Attorney General; Robert L. Maddex, Chief Counsel, Foreign Claims Settlement Commission; and Robert L. Martinez, Acting Director, Community Relations Services.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Marine Corps Procurement and Classified Programs. Testimony was heard from Maj. Gen. R.M. Franklin, USMC, Deputy Chief of Staff, Research, Development, and Studies.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Department of Energy-Nuclear Fission, Commercial Waste Management and Enrichment Activities. Testimony was heard from the following officials of the Department of Energy: Theodore J. Garrish, Assistant Secretary, Nuclear Energy; and Charles E. Kay, Acting Director, Office of Civilian Radioactive Waste Management.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Agencies held a hearing on Military/Security Assistance Overview, and Administrator of AID. Testimony was heard from the following officials of the Department of State: John Whitehead, Deputy Secretary; and Edward J. Derwinski, Under Secretary, Security Assistance, Science and Technology; and Alan Woods, Administrator, AID, U.S. International Development Cooperation Agency.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on NSF. Testimony was heard from Erich Block, Director, NSF.

The Subcommittee also held a hearing on Office of Science and Technology Policy. Testimony was heard from the following officials of the Office of Science and Technology Policy: William R. Graham, Jr., Science Advisor to the President and Director; and Jonathan F. Thompson, Executive Assistant.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Endowment for the Arts, National Endowment for the Humanities and on the Institute of Museum Services. Testimony was heard from public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Defense Agencies, Military Construction Program and Reserve Components, Military Construction Program. Testimony was heard from the following officials of the Department of Defense: John B. Rosamond, Deputy Assistant Secretary (Materiel and Facilities); Maj. Gen. William F. Ward, Chief, Army Reserve; Brig. Gen. William A. Navas, Jr., Deputy Director, Army National Guard; Capt. James Olson, USN, Acting Deputy Director, Naval Reserve; Brig. Gen. Shirley M. Carpenter, USAF, Deputy Chief, Air Force Reserve; and Brig. Gen. John F. McMerty, USAF, Deputy Director, Air National Guard.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Human Nutrition Information Service and on Food and Nutrition Service. Testimony was heard from the following officials of the USDA: John Bode, Assistant Secretary, Food and Consumer Services; Laura Sims, Administrator, Human Nutrition Information Service; and S. Anna

Kandratas, Administrator, Food and Nutrition Service.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Architectural and Transportation Barriers Compliance Board. Testimony was heard from Thomas E. Harvey, Chairman, Architectural and Transportation Barriers Compliance Board.

BIPARTISAN COMMISSION ON THE CONSOLIDATION OF MILITARY BASES

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on H.R. 1583, to establish the Bipartisan Commission on the Consolidation of Military Bases. Testimony was heard from Representative Armey; and Robert A. Stone, Deputy Assistant Secretary (Installations), Department of Defense.

STATUS OF CONVENTIONAL FORCE REDUCTION TALKS IN EUROPE

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on the status of conventional force reduction talks in Europe. Testimony was heard from James Hinds, Deputy Assistant Secretary, Negotiations Policy, Department of Defense.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems concluded hearings on the procurement portion of the fiscal year 1989 Defense authorization, with emphasis on Air Force modernization. Testimony was heard from the following officials of the Department of the Air Force: John J. Welch, Jr., Assistant Secretary, Acquisition; and Lt. Gen. George Monahan, Principal Deputy Assistant Secretary, Acquisition.

DEFENSE ENVIRONMENTAL RESTORATION BUDGET

Committee on Armed Services: Subcommittee on Readiness, Environmental Restoration Panel held a hearing on the fiscal year 1989 Defense Environmental Restoration account request and related issues. Testimony was heard from Capt. Michael J. Carricato, Acting Deputy Assistant Secretary (Environment), Department of Defense.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development concluded hearings on the RDT&E portion of the fiscal year 1989 Defense authorization. Testimony was heard from E.D. Maynard, Jr., Director, Computer and Electronic Technology, Office of the Deputy Secretary, Research and Advanced Technology, Department of Defense; and public witnesses.

NATIONAL AEROSPACE PROGRAM

Committee on Armed Services: Subcommittee on Research and Development and the Subcommittee on Transportation, Aviation and Materials of the Committee on Science, Space, and Technology held a joint hearing on the fiscal year 1989 NASA Aerospaceplane authorization. Testimony was heard from the following officials of the Department of Defense: Raymond S. Colladay, Director, Defense Advanced Research Projects Agency; and John J. Welch, Assistant Secretary, Acquisition; William F. Ballhaus, Associate Administrator, Office of Aeronautics and Space Technology, NASA; and Robert Barthelemy, Program Manager, National Aerospace Program, Joint Program Office, USAF and NASA.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials concluded hearings on the seapower-related procurement portion of the fiscal year 1989 Defense authorization. Testimony was heard from the following officials of the Department of the Navy: RAdm. Steven F. Loftus, Director, Fiscal Management Division, Office of Navy Program Planning; and RAdm. (Select) G.N. Gee, Director, Surface Combat Systems Division, Office of the Assistant Chief of Naval Operations (Surface Warfare); and Cdr. William E. Legg (Ret.), Director, Naval Affairs, Reserve Officers Association.

RECOMMENDATIONS OF THE COMMISSION ON MERCHANT MARINE AND DEFENSE

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on recommendations of the Commission on Merchant Marine and Defense. Testimony was heard from the following officials of the Commission on Merchant Marine and Defense: former Senator Jeremiah A. Denton, Chairman; and Adm. James Halloway (USN Ret.), Commissioner.

CONDUCT OF MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on the Federal Reserve's Conduct of Monetary Policy. Testimony was heard from public witnesses.

Hearings continue March 24.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Employment Opportunities held an oversight hearing on waivers under the Age Discrimination in Employment Act. Testimony was heard from Clarence Thomas, Chairman, EEOC; and public witnesses.

CHILDREN'S TV ADVERTISING REGULATION

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on the following bills: H.R. 3288, Children's Television Advertising Practices Act of 1987; H.R. 3966, Children's Television Practices Act of 1988; and H.R. 4125, to permit television broadcasting organizations to conduct certain activities relating to promoting the educational and informational impact of television broadcast programming designed primarily for children and to avoid abusive advertising practices during such programming. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials continued oversight hearings on the "Federal Trade Commission's Role in Hostile Takeovers: Campeau Corporation's Attempt to Acquire Federated Department Stores." Testimony was heard from the following officials of the FTC: Mary L. Azcuenaga; and Andrew J. Strenio, Jr., both Commissioners.

ANTI-TERRORISM POLICY AND ARMS EXPORT CONTROLS

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science, Subcommittee on International Economic Policy and Trade, and the Subcommittee on International Operations held a joint hearing on anti-terrorism policy and arms export controls. Testimony was heard from the following officials of the Department of State: L. Paul Bremer, Ambassador-at-Large, Counterterrorism; and A. Allen Holmes, Assistant Secretary, Bureau of Politico-Military Affairs.

U.S.-SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on U.S.-Soviet Relations: Changes in Soviet Society. Testimony was heard from public witnesses.

NARCOTICS REVIEW IN SOUTH AMERICA

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing on Narcotics review in South America. Testimony was heard from William von Raab, Commissioner of Customs, Department of the Treasury; from the following officials of the Department of State: Ann Wrobleski, Assistant Secretary, Bureau of International Narcotics Matters; and Robert S. Gelbard, Deputy Assistant Secretary, South America, Bureau of Inter-American Affairs; and Tom Byrne, Deputy Assistant Administrator, Office of Intelligence, Drug Enforcement Administration, Department of Justice.

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Government Activities and Transportation approved for full Committee action the following draft reports: "FAA Regulation of Security at Major U.S. Airports"; and "Eastern Air Lines and Orion Air: FAA Oversight."

MISCELLANEOUS MATTERS

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture approved for full Committee action amended H.R. 3933, National Historical Publications and Records Commission Amendments of 1988.

The Subcommittee approved for full Committee action the following draft reports: "Poor Management Is Impeding The Food For Peace Program"; "Operation Alliance: Drug Interdiction on the Southwest Border"; and "Coast Guard Drug Interdiction Air Operations: The Case of the Faltering Falcon Jet."

The Subcommittee also held a hearing on Operation of the Federal Communications Commission. Testimony was heard from Edward J. Minkel, Managing Director, FCC; Flora H. Milans, Associate Director, Resources, Community, and Economic Development Division, GAO; and a public witness.

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations approved for full Committee action the following draft reports: "Medicare Health Maintenance Organizations: The International Medical Centers Experience"; "Barriers to Prenatal Care: Can the United States Do More With Less?"; "From Back Wards to Back Streets: The Failure of the Federal Government in Providing Services for the Mentally Ill"; "Equal Access to Health Care: Patient Dumping"; and "Disease-Specific Health Claims on Food Labels: An Unhealthy Idea."

PROMPT PAYMENT ACT AMENDMENTS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Prompt Payment Act Amendments. Testimony was heard from Jeffrey C. Steinhoff, Associate Director, Accounting and Financial Management Division, GAO; Joseph R. Wright, Deputy Director, Office of Management and Budget; and public witnesses.

Hearings continue March 23.

NATIONAL TRAILS SYSTEM IMPROVEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 2641, National Trails System Improvement Act of 1987. Testimony was heard from Representative Pease; William Penn Mott, Jr., Director, National Park Service, Department of the Interior; George M. Leonard, Associate Chief, U.S. Forest Service, USDA; and public witnesses.

ADMINISTRATIVE LAW JUDGE CORPS ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on the following bills: H.R. 1554, to establish a specialized corps of judges for certain Federal proceedings required to be conducted; and H.R. 2726, Administrative Law Judge Corps Act. Testimony was heard from Representative Kanjorski; James Milton Spears, Acting Assistant Attorney General, Civil Division, Department of Justice; Marshall J. Breger, Chairman, Administrative Conference of the United States; Craig Pettibone, Assistant Director, Administrative Law Judges, Office of Personnel Management; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the FBI authorization. Testimony was heard from William S. Sessions, Director, FBI, Department of Justice.

REFORM OF THE OPERATING-DIFFERENTIAL SUBSIDY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on reform of the operating-differential subsidy program (H.R. 1088, H.R 2462, H.R. 3297, H.R. 3537, and H.R. 3808). Testimony was heard from former Senator Jeremiah A. Denton, Chairman, Commission on Merchant Marine and Defense; and public witnesses.

Hearings continue March 30.

PANAMA CANAL COMMISSION AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf held a hearing on the authorization for the Panama Canal Commission budget. Testimony was heard from the following officials of the Panama Canal Commission: William R. Gianelli, representative, Panama Canal Affairs, Department of Defense and Chairman, Board of Directors; Dennis P. McAuliffe, Administrator; and Michael Rhode, Jr., Secretary.

DOE AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development continued hearings on Department of Energy fiscal year 1989 budget, with emphasis on nuclear fission. Testimony was heard from public witnesses.

Hearings continue March 23.

TOXICOLOGICAL STANDARDS

Committee on Science, Space, and Technology: Subcommittee on International Scientific Cooperation held a hearing on International Competitive Implications of Toxicological Standards: The Need for Consistent International Standards. Testimony was heard from public witnesses.

NATIONAL BUREAU OF STANDARDS AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology concluded hearings on National Bureau of Standards authorization. Testimony was heard from public witnesses.

SBA BUDGET REQUEST AND AUTHORIZATION

Committee on Small Business: Subcommittee on SBA and General Economy concluded hearings on the SBA fiscal year 1989 budget and on the SBA's reauthorization. Testimony was heard from public witnesses.

SOLVENCY OF THE VA HOME LOAN GUARANTY PROGRAM

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs held a hearing on the solvency of the VA Home Loan Guaranty Program. Testimony was heard from Raymond J. Vogel, Chief Benefits Director, VA; John Luke, Associate Director, Resources, Community and Economic Development Division, GAO; and public witnesses.

ADMINISTRATION OF CHAMPVA

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing to examine the efficiency and effectiveness of the administration of CHAMPVA. Testimony was heard from the following officials of the VA: Renald P. Morani, Deputy Inspector General; Dr. Daniel H. Winship, Assistant Deputy Chief Medical Director, Programs and Operations; and a representative of a veterans' organization.

IRS REPORT ON THE "TAX GAP"

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Internal Revenue Service's 1988 report on the "Tax Gap". Testimony was heard from Lawrence B. Gibbs, Jr., Commissioner, IRS, Department of the Treasury.

INDIAN TREATIES

Committee on Ways and Means: Subcommittee on Select Revenue Measures approved for full Committee action amended H.R. 2792, to clarify Indian Treaties, executive orders, and acts of Congress with respect to Indian fishing rights.

NATIONAL FOREIGN INTELLIGENCE PROGRAM AND BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1989 National Foreign Intelligence Program Budget. Testimony was heard from departmental witnesses.

Hearings continue March 22.

COST EFFECTIVE PROGRAMS FOR CHILDREN

Select Committee on Children, Youth, and Families: Met and approved the following report: "Opportunities for Success: Cost Effective Programs for Children-Update, 1988."

Joint Meeting

OMNIBUS TRADE AND COMPETITIVENESS ACT

Conferees resolved the differences between the Senate- and House-passed versions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987, dealing with worker adjustment provisions.

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Friday, March 18, 1988

Senate

Chamber Action

Routine Proceedings, pages 4371–4468

Measures Introduced: Nine bills and four resolutions were introduced, as follows: S. 2191–2199; S. Res. 396, S.J. Res. 275–276, and S. Con. Res. 105.
Page 4435

Measures Reported: Reports were made as follows:

H.R. 2629, to amend the Alaska National Interest Lands Conservation Act of 1980 to clarify the conveyance and ownership of submerged lands by Alaska Natives, Native Corporations and the State of Alaska. (S. Rept. No. 100–302)

H.R. 1207, to amend the Federal Food, Drug, and Cosmetic Act to ban the reimportation of drugs produced in the United States, to place restrictions on the distribution of drug samples, to ban certain resales of drugs by hospitals and other health care facilities, and for other purposes. (S. Rept. No. 100–303)
Page 4435

Measures Passed:

Price-Anderson Amendments Act: Senate passed H.R. 1414, to amend the Price-Anderson provisions of the Atomic Energy Act of 1954, to extend and improve the procedures for liability and indemnification for nuclear incidents, after taking action on a further amendment proposed thereto, as follows:
Page 4376

Rejected:

Glenn-Roth Amendment No. 1677, to create an independent oversight board to ensure the safety of Department of Energy nuclear facilities, to apply the provisions of OSHA to certain Department of Energy nuclear facilities, and to ensure independent research on the effects of radiation on human beings. (By 48 yeas to 43 nays (Vote No. 62), Senate tabled the amendment).
Page 4376

During consideration of this bill today, the following action also occurred:

(1) By 44 yeas to 47 nays (Vote No. 59), Senate rejected a motion to table the Glenn-Roth Amendment No. 1677, listed above.
Page 4411

(2) By 43 yeas to 48 nays (Vote No. 60), Senate rejected the motion to table the motion to reconsider the vote by which the motion to table the Glenn-Roth Amendment No. 1677, listed above, was rejected.
Page 4411

(3) By 46 yeas to 44 nays (Vote No. 61), Senate agreed to the motion to reconsider the vote by which the motion to table the Glenn-Roth Amendment No. 1677, listed above, was rejected.
Page 4412

(4) By 49 yeas to 42 nays (Vote No. 63), Senate agreed to the motion to table the motion to reconsider the vote (Vote No. 62) by which the motion to table the Glenn-Roth Amendment No. 1677, listed above, upon reconsideration, was agreed to, the motion having failed on its initial vote.
Page 4412

Supreme Court Appellate Jurisdiction Restriction: Senate passed S. 952, to improve the administration of justice by providing greater discretion to the Supreme Court in selecting the cases it will review, after agreeing to committee amendments.
Page 4464

Congressional Committee on Inaugural Activities: Senate agreed to S. Con. Res. 105, to provide for a Joint Congressional Committee on Inaugural Ceremonies.
Page 4465

High Risk Occupational disease Notification and Prevention Act: Senate began consideration of S. 79, to notify workers who are at risk of occupational disease in order to establish a system for identifying and preventing illness and death of such workers, and for other purposes, with a committee amendment in the nature of a substitute.

Page 4415

Senate will continue consideration of the bill and amendments proposed thereto on Monday, March 21.

Nomination Confirmed: Senate confirmed the following nomination:

Mark Sullivan III, of Maryland, to be General Counsel for the Department of the Treasury.

Page 4469

Nominations Received: Senate received the following nominations:

Barbara M. Barrett, of Arizona, to be Deputy Administrator of the Federal Aviation Administration.

Susan S. Suter, of Illinois, to be Commissioner of the Rehabilitation Services Administration.

Routine lists of Army and Navy nominations.

Page 4468

Uncontrolled Fishing in Bering Sea—Agreement: A unanimous consent agreement was reached providing for the consideration, at any time on Monday, March 21, 1988, of S. Res. 396, to express the sense of the Senate on the need to stop uncontrolled fishing in international waters of the Bering Sea.

Page 4467

Subjects on the Table: The following measures were placed on the calendar under Subjects on the Table:

Price-Anderson Act Amendments Act of 1987: S. 748, to amend the Atomic Energy Act of 1954, as amended, to establish a comprehensive, equitable, reliable, and efficient mechanism for full compensation of the public in the event of an accident resulting from activities undertaken under contract with the Department of Energy.

Price-Anderson Act Amendments of 1987: S. 1865, to amend the Price-Anderson provisions of the Atomic Energy Act of 1954 to extend and improve the procedures for the protection of the public from nuclear accidents.

Page 4465

Messages From the President: Page 4435

Messages From the House: Page 4435

Statements on Introduced Bills: Page 4436

Additional Cosponsors: Page 4445

Authority for Committees: Page 4446

Additional Statements: Page 4446

Record Votes: Five record votes were taken today. (Total—63)

Pages 4411, 4412

Adjournment: Senate convened at 9 a.m., and adjourned at 3:04 p.m., until 10:30 a.m., on Monday, March 21, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 4467.)

Committee Meetings

SOYBEAN MARKET

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production and Stabilization of Prices and the Subcommittee on Domestic and Foreign Marketing and Product Promotion held joint hearings to review recent developments in the nation's soybean industry and the effects of farm policies on soybeans, receiving testimony from Peter C. Myers, Deputy Secretary of Agriculture; Abner W. Womack, University of Missouri, Columbia; Richard A. Loewy, Prudential-Bache Securities, Inc., New York, New York; Wayne Bennett, American Soybean Association, Lonoke, Arkansas; Rene Niese, National Farmers Organization, Corning, Iowa; C. Lockwood Marine, National Soybean Processors Association, Ft. Wayne, Indiana; and Floyd Anderson, National Sunflower Association, Brocket, North Dakota.

Hearings were recessed subject to call.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Daniel R. Levinson, Chairman, U.S. Merit Systems Protection Board; Mary F. Wieseman, Special Counsel, Office of the Special Counsel; Jerry L. Calhoun, Chairman, and Dennis M. Devaney, General Counsel, both of the Federal Labor Relations Authority; Samuel B. Sterrett, Chief Judge, United States Tax Court; Martin L. Duggan, Chairman, Advisory Committee on Federal Pay; Frank Gearde, Jr., Chairman, and Charles W. Fletcher, Executive Director, both of the Committee for the Purchase from the Blind and Other Severely Handicapped; and Robert B. Hawkins, Chairman, John Kincaid, Acting Executive Director, and Franklin A. Steinko, Jr., Budget and Management Officer, all of the Advisory Commission on Intergovernmental Relations.

Subcommittee will meet again on Monday, March 21.

INF TREATY

Committee on Armed Services: Committee resumed closed hearings in connection with the Intermediate-Range Nuclear Forces (INF) Treaty, including issues related to the negotiating record, receiving testimony from Maynard W. Glitman, Chief Negotiator on Intermediate Range Nuclear Forces; and representatives from the Office of the Secretary of Defense and the Joint Chiefs of Staff.

DEFENSE TECHNOLOGY BASE

Committee on Armed Services: Subcommittee on Defense Industry and Technology held hearings to review management of the nation's defense technology base, receiving testimony from Robert C. Duncan, Director, Defense Research and Engineering, Department of Defense; Brig. Gen. Paul Cavanaugh, Acting Deputy Assistant Secretary of Energy for Military Application; Alan Shaw, Senior Analyst, Office of Technology Assessment; James Davis, Executive Officer, Lawrence Livermore National Laboratory; Siegfried S. Hecker, Director, Los Alamos National Laboratory; Irwin Welber, President, Sandia National Laboratories; and Michael D. Rich, Rand Corporation, Washington, DC.

Hearings were recessed subject to call.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on the state of U.S. strategic deterrence, receiving testimony from Gen. John T. Chain, USAF, Commander-in-Chief, U.S. Strategic Command.

Subcommittee will meet again on Tuesday, March 22.

1989 BUDGET

Committee on the Budget: Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1989 budget, receiving testimony from John D. Steinbruner, Brookings Institution, Washington, DC; and Fred C. Ikle, former Under Secretary of Defense for Policy.

Hearings continue on Tuesday, March 22.

TAXPAYER BILL OF RIGHTS

Committee on Finance: Committee completed consideration of proposed legislation to promote and protect taxpayer rights, but did not take final action thereon, and will meet again on Monday, March 21.

AFGHANISTAN

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the situation in Afghanistan from Michael H. Armacost, Under Secretary of State for Political Affairs.

LEAVE SHARING

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office, and Civil Service concluded hearings on S. 1595 and S. 2140, bills to provide for a Federal employee leave sharing program, after receiving testimony from Senator Domenici; Michael P. Dolan, Assistant Commissioner, Human Resources Management and Support, and Peter K. Scott, Deputy Chief Counsel, both of the Internal Revenue Service, Department of the Treasury; Anthony F. Ingrassia, Deputy Associate Director, Personnel Systems and Oversight, Office of Personnel Management; Peter Rozantes, Connecticut State Department of Administrative Services, Hartford; Mirim K. Cameron, Montgomery County Department of Employee Assistance Service, and Richard Bank, Montgomery County Education Association, both of Rockville, Maryland; Mollie H. Bowers, University of Baltimore, Baltimore, Maryland; and John Mulholland, American Federation of Government Employees, Robert Tobias, National Treasury Employees Union, and Beth Moten, National Federation of Federal Employees, all of Washington, DC.

JUDICIAL BRANCH IMPROVEMENTS ACT

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice held hearings on S. 1482, to make certain improvements with respect to the Federal Judiciary, receiving testimony from Stephen J. Markman, Assistant Attorney General, Office of Legal Policy, Department of Justice; Elmo B. Hunter, Judge, U.S. District Court for the Western District of Missouri, and Richard M. Bilby, Chief Judge, U.S. District Court of Arizona, both on behalf of the Judicial Conference of the United States; and Robert M. Landis, American Bar Association, Philadelphia, Pennsylvania.

Hearings continue on Friday, April 22.

INF TREATY

Select Committee on Intelligence: Committee resumed closed hearings on the provisions of the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), receiving testimony from officials of the intelligence community.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, March 21.

Committee Meetings

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Agriculture and Related Agencies, Agricultural Cooperative Service and Office of Transportation. Testimony was heard from the following officials of the USDA: Kenneth Gilles, Assistant Secretary, Marketing and Inspection Services; Randall E. Torgerson, Administrator, Agricultural Cooperative Service; and Martin F. Fitzpatrick, Jr., Administrator, Office of Transportation.

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Monday, March 21, 1988

Senate

Chamber Action

Routine Proceedings, pages 4392–4505

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 2200–2202; S. Res. 397; and S.J. Res. 277.
Page 4473

Measure Passed:

Uncontrolled Fishing in the Bering Sea: By a unanimous vote of 78 yeas (Vote No. 64), Senate agreed to S. Res. 396, to express the sense of the Senate on the need to stop uncontrolled fishing in international waters of the Bering Sea. **Page 4396**

Measure Rejected:

U.S.-Japan Agreement on Nuclear Energy Uses: By 30 yeas to 53 nays (Vote No. 66), Senate rejected S.J. Res. 241, to disapprove the proposed Agreement for Cooperation Between the Government of the United States of America and the Government of Japan Concerning Peaceful Uses of Nuclear Energy. **Page 4404**

During the proceedings of the Senate today, the following action occurred:

By 41 yeas to 40 nays (Vote No. 65), Senate agreed to a motion to proceed to the consideration of S.J. Res. 241, listed above. **Page 4405**

High Risk Occupational Disease Notification and Prevention Act: Senate continued consideration of S. 79, to notify workers who are at risk of occupational disease in order to establish a system for identifying and preventing illness and death of such workers, and for other purposes, with a committee amendment in the nature of a substitute.
Page 4403

A motion was entered to close further debate on the committee amendment in the nature of a substitute, and, pursuant to the provisions of rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Wednesday, March 23.
Page 4403

Messages From the House: **Page 4467**

Measures Referred: **Page 4468**

Petitions and Memorials: **Page 4469**

Communications: **Page 4468**

Statements on Introduced Bills: **Page 4474**

Amendments Submitted: **Page 4479**

Additional Cosponsors: **Page 4477**

Authority for Committees: **Page 4486**

Notices of Hearings: **Page 4485**

Additional Statements: **Page 4486**

Record Votes: Three record votes were taken today. (Total—66)
Pages 4401, 4405, 4459

Recess: Senate convened at 10:30 a.m., and recessed at 8 p.m., until 9:45 a.m., on Tuesday, March 22, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 4506.)

Committee Meetings

APPROPRIATIONS—NATIONAL SCIENCE FOUNDATION

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1989 for the National Science Foundation, receiving testimony from Erich Bloch, Director, National Science Foundation.

Hearings continue tomorrow.

APPROPRIATIONS—NATIONAL PARK SERVICE

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the National Park Service, receiving testimony from William Penn Mott, Jr., Director, National Park Service, and William P. Horn, Assistant Secretary for Fish and Wildlife and Parks, both of the Department of the Interior.

Subcommittee will meet again on Wednesday, March 23.

BASE RIGHTS AND BURDEN SHARING

Committee on Appropriations: Subcommittee on Military Construction held hearings on the future of the F-16 Wing, basing rights negotiations with Greece and the Philippines, and the overall defense burden sharing issue, receiving testimony from Richard L. Armitage, Assistant Secretary of Defense for International Security Affairs; John Woodworth, Deputy Assistant Secretary of Defense for European and NATO Policy; Gen. Thomas Richards, USA, Deputy Commander-in-Chief, European Command; and Adm. Ronald J. Hays, USN, Commander-in-Chief, Pacific Command.

Subcommittee will meet again on Wednesday, March 30.

APPROPRIATIONS—DEPARTMENT OF THE TREASURY

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1989 for the Department of the Treasury, receiving testimony in behalf of funds for their respective activities from William E. Douglas, Commissioner, Financial Management Service, Lawrence B. Gibbs, Commissioner, Internal Revenue Service, Richard L. Gregg, Commissioner, Bureau of the Public Debt, Jerrold B. Speers, Executive Director, U.S. Savings Bonds Division, Donna Pope, Director, United States Mint, Jill E. Kent, Acting Assistant Secretary of the Treasury for Management, and Gerald Murphy, Fiscal Assistant Secretary, all of the Department of the Treasury.

Subcommittee will meet again on Friday, March 25.

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of William L. Ball III, of South Carolina, to be Secretary of the Navy, after the nominee, who was introduced by former Senator Talmadge, testified and answered questions in his own behalf.

CLOSE AIR SUPPORT MODERNIZATION

Committee on Armed Services: Subcommittee on Conventional Forces and Alliance Defense concluded hearings on requirements and plans for close air support modernization, after receiving testimony from Donald N. Fredericksen, Deputy Under Secretary of Defense for Tactical Warfare Programs; Maj. Gen. W.A. Shoffner, USA, Assistant Deputy Chief of Staff for Operations and Plans (Force Development and Integration), Department of the Army; Maj. Gen. A.L. Logan, USAF, Director of Plans, Deputy Chief of Staff for Plans and Operations, Department of the Air Force; Maj. Gen. Michael Sullivan, USMC, Commanding General, Second Marine Aircraft Wing, (Cherry Point, North Carolina); and Brig. Gen. John I. Hopkins, Director, Operations Division, United States Marine Corps.

NATION'S FORESTS—MONTANA

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests held hearings on S. 1478, and H.R. 2090, bills to designate certain National Forests Systems lands in the State of Montana for release to the forest planning process, protection of recreation value, and inclusion in the National Wilderness Preservation System, receiving testimony from Senator Baucus; Representative Williams; James Overbay, Deputy Chief, National Forest System, U.S. Forest Service, Department of Agriculture; Montana State Representative Charles Swysgood, Dillon; Linda Stoll-Anderson, Lewis and Clark County Board of County Commissioners, Chris Deveny, Helena Forest Conservation Coalition, Ed Madej, Sierra Club, Jannelle K. Fallan, Montana Petroleum Association, and Gary A. Langley, Montana Mining Association, all of Helena, Montana; Clifford G. Nelson, Granite County Board of Commissioners, Drummond, Montana; Brad DeZort, Teton County Board of Commissioners, Choteau, Montana; Don Valiton, Powell County Board of Commissioners, Deer Lodge, Montana; Michael Scott, Wilderness Society, and Edward M. Lewis, Greater Yellowstone Coalition, both of Bozeman, Montana; Chris Marchion, Montana Wildlife Federation, Anaconda, Montana; Bud Moore, Condon, Montana; Edward Neibauer, EPS Resources Company, Englewood, Colorado; John R. Warne, Billings, Montana; Eugene D. Smith, U.S. Borax, Los Angeles, California; and Terrence Belton, Texaco Inc., Denver, Colorado.

Hearings continue tomorrow.

DEBT COLLECTION/DIESEL FUEL TAX

Committee on Finance: Committee ordered the following measure favorably reported:

An original bill to provide an extension of the Internal Revenue Service refund offset program under which the IRS collects debts owed to Federal agencies, and to provide an alternate means of collecting the excise tax on diesel fuel.

DEFENSE CONTRACTOR SUPPLY SYSTEM

Committee on Governmental Affairs: Committee held hearings to review the program of furnishing government property to defense contractors, receiving testimony from Derek J. Vander Schaaf, Deputy Inspector General, Department of Defense; Robert B. Costello, Under Secretary of Defense for Acquisition; Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs Division, General Accounting Office; and Richard L. Shaffer, Auditor General, Navy Audit Service.

Hearings were recessed subject to call.

EDUCATION OF THE DEAF

Committee on Labor and Human Resources: Subcommittee on the Handicapped concluded hearings to review a report by the Commission on the Education of the Deaf, after receiving testimony from Madeleine C. Will, Assistant Secretary of Education for Special Education and Rehabilitative Services; Frank G. Bowe, Chairperson, William Johnson, Commissioner, Gertrude S. Galloway, Chairperson, Precollege Programs Committee, and William Gainer, Chairperson, Postsecondary and Adult Education Programs Committee, all of the Commission on the Education of the Deaf; I. King Jordan, Gallaudet University, Washington, DC; William E. Castel, National Technical Institute for the Deaf, Rochester, New York; and Robert R. Lauritsen, St. Paul Technical Institute, St. Paul, Minnesota.

INF TREATY

Select Committee on Intelligence: Committee met in closed session to further discuss the provisions of the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), but made no announcements.

House of Representatives

Chamber Action

Bills introduced: 8 public bills, H.R. 4205–4212; and 2 resolutions, H.J. Res. 511, H. Con. Res. 267 were introduced.

Page 4390

Bills Reported: Reports were filed as follows:

H.R. 1259, to recognize the organization known as the National Association of State Directors of Veterans Affairs, Incorporated, amended (H. Rept. 100–520);

H.J. Res. 480, granting the consent of the Congress to amendments made by Maryland, Virginia, and the District of Columbia to the Washington Metropolitan Area Transit Regulation Compact (H. Rept. 100–521); and

S. 1397, to recognize the organization known as the Non Commissioned Officers Association of the United States of America, amended (H. Rept. 100–522; foregoing reports filed on March 18).

Page 4390

Suspensions: House voted to suspend the rules and pass the following measures:

Metropolitan area transit: H.J. Res. 480, granting the consent of the Congress to amendments made by Maryland, Virginia, and the District of Columbia to the Washington Metropolitan Area Transit Regulation Compact;

Page 4373

Veterans affairs association: H.R. 1259, amended, to recognize the organization known as the National Association of State Directors of Veterans Affairs, Incorporated; and

Page 4375

Non commissioned officers: S. 1397, amended, to recognize the organization known as the Non Commissioned Officers Association of the United States.

Page 4377

Referrals: Two Senate-passed measures were referred to the appropriate House committees:

Page 4389

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 12 noon and adjourned at 1:44 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Sentencing Commission, Federal Prison System, and on U.S. Parole Commission. Testimony was heard from Judge William Wilkins, Chairman, U.S. Sentencing Commission; and from the following officials of the Department of Justice: Michael Quinlan, Director, Federal Bureau of Prisons; and Benjamin Baer, Chairman, U.S. Parole Commission.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Air Force Command, Control and Communications. Testimony was heard from the following officials of the Department of the Air Force: Maj. Gen. Michael D. Hall, USAF, Director, Strategic, SOF and Airlift Programs, Office of the Assistant Secretary (Acquisition); and Maj. Gen. Thomas S. Moorman, USAF, Director, Space and SDI Programs.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development met in executive session to hold a hearing on Department of Energy-Atomic Energy Defense Activities. Testimony was heard from the following officials of the Department of Energy: Troy Wade, Acting Assistant Secretary, Defense Programs; and Brig. Gen. Paul R. Kavanaugh, USA, Deputy Assistant Secretary, Military Application; and Robert B. Barker, Assistant to the Secretary (Atomic Energy), Department of Defense.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on FDR Memorial, Indian Education and on Institute of Museum Services. Testimony was heard from Senator Levin; John Sam, Director, Indian Education Programs, Department of Education; and Lois Shepard, Director, Institute of Museum Services.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Health Care Financing Administration. Testimony was heard from Dr. William L. Roper, Administrator, Health Care Financing Administration, Department of Health and Human Services.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Federal Crop Insurance Corporation. Testimony was heard from the following officials of the USDA: Roland Vautour, Under Secretary, Small Community and Rural Development; and John Marshall, Manager, Federal Crop Insurance Corporation.

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Tuesday, March 22, 1988

Senate

Chamber Action

Routine Proceeding, pages 4625–4712

Measures Introduced: Two bills and four resolutions were introduced, as follows S. 2203–2204, S. Con. Res. 106–107, and S. Res. 398–399.

Page 4698

Measures Reported: Reports were made as follows:

H.R. 3235, to amend the Public Health Service Act, to revise the program of assistance for health maintenance organizations, with an amendment in the nature of a substitute (with additional views). (S. Rept. No. 100–304)

S. 1886, to modernize and reform the regulation of financial services, and for other purposes, with an amendment in the nature of a substitute and an amendment to the title (with additional views). (S. Rept. No. 100–305)

S. 721, to provide for and promote the economic development of Indian tribes by furnishing the necessary capital, financial services, and technical assistance to Indian-owned business enterprises, and to stimulate the development of the private sector of Indian tribal economics, with an amendment in the nature of a substitute. (S. Rept. No. 100–306)

Page 4697

Measures Passed:

Authorizing Printing: Senate agreed to S. Res. 398, to authorize the printing of the compilation entitled "Majority and Minority Leaders of the Senate," as a Senate document.

Page 4711

Authorizing Release of Documents: Senate agreed to S. Res. 399, to authorize the release of documents to the Department of Justice by the Subcommittee on Oversight of Government Management of the Committee on Governmental Affairs relating to hearings on "Oversight of Federal Procurement Decisions on Wedtech," subject to any assurances the Subcommittee deems necessary to protect the interests of the Senate.

Page 4711

Request to Return Enrolled Bill: Senate agreed to S. Con. Res. 106, requesting the President of the United States to return to the Senate the enrolled bill (S. 854) entitled the "Nevada-Florida Land Exchange Authorization Act of 1988."

Page 4712

Veto—Civil Rights Restoration Act (Grove City): By 73 yeas to 24 nays (Vote No. 67), two-thirds of the Senators voting having voted in the affirmative, S. 557, to restore the broad scope of coverage and to clarify the application of title IX of the Education Amendments of 1972, section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, and title VI of the Civil Rights Act of 1964, upon reconsideration, was passed, the veto of the President notwithstanding.

Page 4633

High Risk Occupational Disease Notification and Prevention Act: Senate continued consideration of S. 79, to notify workers who are at risk of occupational disease in order to establish a system for identifying and preventing illness and death of such workers, with a committee amendment in the nature of a substitute, and amendments proposed thereto, as follows:

Page 4671

Pending:

(1) Dixon Amendment No. 1773, to provide a further limitation with respect to medical removal.

Page 4688

(2) Ford Amendment No. 1774 (to Amendment No. 1773), of a perfecting nature, to clarify the medical monitoring provisions relating to seasonal agricultural workers.

Page 4689

(3) Breaux Amendment No. 1775, to revise the medical removal provisions relating to small business and others.

Page 4691

(4) Dixon Amendment No. 1776 (to Amendment No. 1775), of a perfecting nature, to clarify the medical monitoring provisions.

Page 4691

A second motion was entered to close further debate on the committee amendment in the nature of a substitute, and, pursuant to the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, March 24.

Page 4693

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, March 23, with a cloture vote to occur on the committee amendment in the nature of a substitute.

Messages From the House: **Page 4696**

Measures Referred: **Page 4696**

Measures Ordered Placed on Calendar: **Page 4696**

Petitions and Memorials: **Page 4697**

Communications: **Page 4696**

Statements on Introduced Bills: **Page 4698**

Amendments Submitted: **Page 4703**

Additional Cosponsors: **Page 4701**

Authority for Committees: **Page 4707**

Additional Statements: **Page 4707**

Record Votes: One record vote was taken today. (Total—67)

Page 4669

Recess: Senate convened at 9:45 a.m., and recessed at 5:36 p.m., until 10:30 a.m., on Wednesday, March 23, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 4711.)

Committee Meetings

DEPARTMENT OF AGRICULTURE—BUDGET

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to review the President's proposed budget request for fiscal year 1989 for the Department of Agriculture, after receiving testimony from Richard E. Lyng, Secretary of Agriculture; and Stephen B. Dewhurst, Director, Office of Budget and Program Analysis, Department of Agriculture.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Richard Goldberg, Acting Under Secretary of Agriculture for International Affairs and Commodity Programs, Thomas O. Kay, Administrator, Foreign Agricultural Service, Joan S. Wallace, Administrator, Office of International Cooperation and Development, Melvin E. Sims, General Sales Manager, and Dennis Kaplan, Chief, Budget Control and Program Analysis Division, all of the Department of Agriculture.

Subcommittee will meet again on Thursday, March 24.

APPROPRIATIONS—NAVY/MARINE CORPS

Committee on Appropriations: Subcommittee on Defense held hearings to review proposed budget estimates for fiscal year 1989 for the Department of the Navy and the U.S. Marine Corps, receiving testimony from H. Lawrence Garrett III, Under Secretary of the Navy; Adm. C.A.H. Trost, Chief of Naval Operations; and Gen. A.M. Gray, Commandant of the Marine Corps.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—NATIONAL SCIENCE FOUNDATION

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on proposed budget estimates for fiscal year 1989 for the National Science Foundation, receiving testimony from Erich Bloch, Director, National Science Foundation.

Subcommittee will meet again on Tuesday, March 29.

NOMINATIONS

Committee on Armed Services: Committee ordered the following nominations favorably reported:

Everett Alvarez, Jr., of Maryland, to be a Member of the Board of Regents of the Uniformed Services University of Health Sciences;

Jack Katzen, of Connecticut, to be an Assistant Secretary of Defense;

William L. Ball III, of South Carolina, to be Secretary of the Navy; and

3,974 nominations in the Army, Navy, Air Force, and Marine Corps.

Also, the committee completed its review of those programs which fall within the committee's jurisdiction as contained in the President's proposed budget for fiscal year 1989, and agreed on recommendations it will make thereon to the Committee on the Budget.

ABM TREATY

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence concluded hearings on proposals for an anti-ballistic missile system compliant with the Anti-Ballistic Missiles (ABM) Treaty, after receiving testimony from Dean D. Hofferth, McDonnell-Douglas Astronautics Company, Huntington Beach, California; William C. Loomis and Kenneth A. Fisher, both of the Lockheed Missiles and Space Company, Sunnyvale, California; and Anne H. Cahn, Committee for National Security, Washington, DC.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on ICBM modernization programs and strategic warning indicators, receiving testimony from Brig. Gen. Charles A. May, USAF, Deputy Director of Strategic, Special Operations Forces and Airlift Programs; Maj. Gen. William L. Doyle, Jr., USAF, Deputy Chief of Staff for Intelligence Strategic Air Command; John Welch, Assistant Secretary of the Air Force for Acquisitions; and Lt. Gen. George Monahan, Deputy Assistant Secretary of the Air Force for Acquisitions.

Subcommittee will meet again on Friday, March 25.

COMMUNITY REINVESTMENT ACT

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on the effectiveness of the Community Reinvestment Act (CRA), private sector initiatives to comply with its prescriptions and potential refinements of CRA, receiving testimony from Jane Vebelhoer, Association of Community Organizations for Reform Now (ACORN), New Orleans, Louisiana; Gale Cincotta, National Training and Information Center, Elspeth Revere, Woodstock Institute, and Richard C. Hartnack, First Chicago Corporation, all of Chicago, Illinois; Mayor Tony Reyes, San Luis, Arizona; Shanna Smith, Toledo Fair Housing Center, Toledo, Ohio; Calvin Bradford, University of Minnesota, Minneapolis; Allen Fishbein, Center for Community Change, Washington, DC; and John M. Kolesar, AmeriTrust Development Bank, Cleveland, Ohio.

Hearings continue tomorrow.

1989 BUDGET

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1989 budget, receiving testimony from Susan Tolchin, George Washington University, Washington, DC; and James Powell, New Canaan, Connecticut.

Hearings continue on Thursday, March 24.

NASA—BUDGET

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to review the President's proposed budget request for fiscal year 1989 for the National Aeronautics and Space Administration, after receiving testimony from James C. Fletcher, Administrator, Dale D. Myers, Deputy Administrator, and Thomas Campbell, Comptroller, all of the National Aeronautics and Space Administration.

NATION'S FORESTS—MONTANA

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 1478 and H.R. 2090, bills to designate certain National Forest System lands in the State of Montana for release to the forest planning process, protection of recreation value, and inclusion in the National Wilderness Preservation System, after receiving testimony from Representative Marlenee; Woodrow Kipp, Blackfeet Tribe, Browning, Montana; Bill Maloit, Back Country Horsemen of Montana, Jim Posewitz, Wildlife Society, Robert Bushnell, Montana Snowmobile Association, Mike Micone, Western Environmental Trade Association, and John Gatchell, Montana Wilderness Association, all of Helena, Montana; John Dagget, Montana Wildlife Federation, Shepard, Montana; Tom Heintz, Montana Outfitters and Guides Association, Robert Garner, Montana Trail Bike Riders Association, and Sam Harvey, Gallatin Valley Snowmobile Association, all of Bozeman, Montana; Steve Kelly, Friends of the Wild Swan, Swan Lake, Montana; Robert E. Lamley, Champion International Corporation, and Marvin McMichael, Stone Container Corporation, both of Missoula, Montana; Mark Simonich, F.H. Stoltze Land and Lumber Company, Columbia Falls, Montana; Bill Crapser, Darby Lumber Company, Darby, Montana; Anthony C. Colter, Louisiana-Pacific Corporation, Deer Lodge, Montana; Fred Hutchison, Sequoia Forest Industries, Townsend, Montana; James S. Riley, Intermountain Forest Industry Association, Coeur d'Alene, Idaho; Don Allen, Montana Wood Products Association;

Jack Salmond, Choteau, Montana; Richard A. Kuhl, Montana Wilderness Association (Flathead Chapter), and Keith L. Olson, Montana Logging Association, both of Kalispell, Montana; Al Luebek, Big Hole Watershed Coalition, Butte, Montana; J. B. Anderson, Dillon, Montana, and Clayton Huntley, Wisdom, Montana, both on behalf of the Big Hole Ranchers' Association; Joseph R. Keating, CENEX, Billings, Montana; Norm Burnett, Phillips Petroleum, and Sally M. Sommers, Chevron, U.S.A. Incorporated, both of Denver, Colorado; Jonathan A. Hanson, Superior Area Chamber of Commerce, and Joe Rickett, DBA Varco Logging Incorporated, both of Superior, Montana; and Webb Scott Brown, Trout Creek, Montana.

MEDICAID COVERAGE

Committee on Finance: Subcommittee on Health held hearings on S. 1673, to require States to provide Medicaid coverage of community and family support services for severely disabled individuals, receiving testimony from Senator Weicker; Representative Bartlett; K. Charlie Lakin, Minnesota University Affiliated Program on Developmental Disabilities, Minneapolis; Valerie J. Bradley, Human Services Research Institute, Cambridge, Massachusetts; Ronald Welch, Maine Department of Mental Health and Mental Retardation, Augusta, on behalf of the National Asssociation of State Mental Retardation Program Directors; George L. O'Donnell, Wisconsin Parents Coalition, Milwaukee; W. Robert Curtis, New School for Social Research, New York, New York, on behalf of the Congress of Advocates for the Retarded, Inc.; Janelle Jordan, Association for Retarded Citizens of Texas, Houston; Jerry D. Klepner, American Federation of State, County and Municipal Employees, AFL-CIO, Washington, DC; J. Gary Mattson, Exceptional Persons, Inc., Waterloo, Iowa, on behalf of the National Association of Private Residential Resources; Floyd Sorg, United Cerebral Palsy of Pittsburgh, Elizabeth, Pennsylvania; Alice Demichelis, National Head Injury Foundation, Reston, Virginia; R. Wayne Gilpin, Autism Society of America, Dallas, Texas; Irene Carney, Virginia Institute of Developmental Disabilities, Richmond; and Nancy A. Ward, People First of Nebraska, Inc., and Patricia Crawford, Nebraska Chapter of the Mentally Retarded Association of America, both of Lincoln.

Hearings were recessed subject to call.

INF TREATY

Committee on Foreign Relations: Committee began consideration of the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100-11), but did not complete action thereon.

Prior to this action, the committee concluded hearings in open and closed session on the aforementioned Treaty, after receiving testimony from Senator Boren, Chairman, Senator Cohen, Vice Chairman, and Senator Bradley, all of the Select Committee on Intelligence; and Senator Nunn, Chairman, and Senator Warner, Ranking Minority Member, both of the Committee on Armed Services.

Committee will meet again tomorrow.

NUTRITION MONITORING

Committee on Governmental Affairs: Committee held hearings on S. 1081, to establish a national nutrition monitoring and related research program, receiving testimony from Representative George E. Brown; J. Michael McGinnis, Deputy Assistant Secretary for Health, Office of Health Promotion and Disease Prevention, Department of Health and Human Services; John W. Bode, Assistant Secretary for Food and Consumer Services, Department of Agriculture; Laurence Finberg, American Academy of Pediatrics, Brooklyn, New York; Patricia B. Swan, American Institute of Nutrition/American Society for Clinical Nutrition, Minneapolis, Minnesota: Janice Nevile, The American Dietetic Association, Cleveland, Ohio; Larry Gordon, Association of State and Territorial Public Health Nutrition Directors, Albuquerque, New Mexico; Patricia O'Malley, Hunger Services Network, Pittsburgh, Pennsylvania; Ernst Wynder, American Health Foundation, New York, New York; Chuck Ball, National Cattlemen's Association/American Meat Institute/National Grange, Denver, Colorado; and Bill Perry and Debbie DeLacy, both of Milk Marketing Incorporated, Strongsville, Ohio.

Hearings were recessed subject to call.

SMALL BUSINESS ADMINISTRATION—BUDGET

Committee on Small Business: Committee concluded hearings to review the President's proposed budget request for fiscal year 1989 for the Small Business Administration, after receiving testimony from James Abdnor, Administrator, Lawrence R. Rosenbaum, Comptroller, Edwin T. Holloway, Associate Administrator for Finance and Investment, and John F. Moffitt, Associate Deputy Administrator for Management and Administration, all of the Small Business Administration; and Joann Price, National Association of Investment Companies, Washington, DC.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4213-4228; and 5 resolutions, H. Con. Res. 268 and 269, and H. Res. 408-410 were introduced.

Page 4797

Reports Filed: Reports were filed as follows:

H. Con. Res. 268, setting forth the congressional budget for the United States Government for the fiscal years 1989, 1990, and 1991 (H. Rept. 100-523); and

H. Res. 410, providing for the consideration of H. Con. Res. 268, setting forth the congressional budget for the United States Government for the fiscal years 1989, 1990, and 1991 (H. Rept. 100-524).
Page 4797

Journal: By a yea-and-nay vote of 269 yeas to 130 nays with 1 voting "present", Roll No. 37, the House agreed to the Journal of Monday, March 21.
Page 4713

Subcommittee to Sit: Subcommittee on Immigration, Refugees and International Law of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, March 23.
Page 4714

Employee Polygraph Protection: House disagreed to the Senate amendment to H.R. 1212, to prevent the denial of employment opportunities by prohibiting the use of lie detectors by employers involved in or affecting interstate commerce; and agreed to a conference. Appointed as conferees: Representatives Hawkins, Martinez, Williams, Jeffords, and Gunderson.
Page 4714

Conference on Library Services: House disagreed to the Senate amendments to H.J. Res. 90, to authorize and request the President to call and conduct a White House Conference on Library and Information Services to be held not earlier than September 1, 1989, and not later than September 30, 1991; and asked a conference. Appointed as conferees: Representatives Hawkins, Williams, Ford of Michigan, Owens of New York, Jeffords, and Coleman of Missouri.
Page 4714

Private Bill: House passed H.R. 2819, a private bill.
Page 4718

Committee on Hunger: The Speaker appointed Representative Staggers to the Select Committee on Hunger, to fill the existing vacancy thereon.
Page 4719

Storage Review Commission: The Speaker appointed, with the concurrence of the President pro tempore of the Senate, the following individuals to the Monitored Retrievable Storage Review Commission: Victor Gilinsky of Glen Echo, Maryland, Alex Radin of Washington, DC, and Dale E. Klein of Austin, Texas.
Page 4719

Suspensions: House voted to suspend the rules and pass the following bills:

Federal employees leave transfers: H.R. 3757, amended, to amend title 5, United States Code, to permit voluntary transfers of leave by Federal employees where needed because of a medical or other emergency situation (passed by a yea-and-nay vote of 408 yeas to 9 nays, Roll No. 38);
Page 4719

Alien crewmember status: H.R. 285, to deny crewmember status in the case of certain strikes and lockouts (passed by a yea-and-nay vote of 302 yeas to 114 nays, Roll No. 39). Agreed to amend the title; and
Page 4726

Orphan drug amendments: H.R. 3459, to amend the Federal Food, Drug, and Cosmetic Act to revise the provisions respecting orphan drugs (passed by a yea-and-nay vote of 409 yeas to 1 nay, Roll No. 40).
Page 4733

Organ and Tissue Donor Week: House passed and cleared for the President S.J. Res. 255, to authorize and request the President to issue a proclamation designating April 24 through April 30, 1988, as "National Organ and Tissue Donor Awareness Week".
Page 4737

Drinking Water Week: House passed and cleared for the President S.J. Res. 185, to designate the period commencing on May 2, 1988, and ending on May 8, 1988, as "National Drinking Water Week".
Page 4737

Civil Rights Restoration: By a yea-and-nay vote of 292 yeas to 133 nays, Roll No. 41, the House voted to override the President's veto of S. 557, to restore the broad scope of coverage and to clarify the application of title IX of the Education Amendments of 1972, section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, and title VI of the Civil Rights Act of 1964 (two-thirds of those present voting in favor)—clearing the measure.
Page 4752

Late Reports: Committee on Rules received permission to have until midnight tonight to file a certain privileged report; and
Page 4792

Committee on the Budget received permission to have until midnight tonight to file a report on H. Con. Res. 268.
Page 4792

Referral: One Senate-passed measure was referred to the appropriate House committee.
Page 4796

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 4713, 4735, 4736, 4791. There were no quorum calls.

Adjournment: Met at noon and adjourned at 6:30 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Economic Development Administration, Bureau of the Census and on the Economic and Statistical Analysis. Testimony was heard from the following officials of the Department of Commerce: Orson Swindle, Assistant Secretary, Economic Development; John G. Keane, Director, Bureau of the Census; and Robert Ortner, Under Secretary, Economic Affairs.

The Subcommittee also met in executive session to hold a hearing on the FBI. Testimony was heard from William S. Sessions, Director, FBI, Department of Justice.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Chemical Weapons and Demilitarization, and Defense Agencies and RDT&E. Testimony was heard form the following officials of the Department of Defense: Thomas J. Welch, Deputy Assistant to the Secretary (Atomic Energy); John W. Shannon, Assistant Secretary of the Army (Installations and Logistics); Brig. Gen. David A. Nydam, Program Manager for Chemical Demilitarization; Raymond S. Calladay, Director, Defense Advanced Research Projects Agency; Robert C. Duncan, Director, Defense Research and Engineering; and Maj. Gen. R.F. Durkin, Director, Defense Mapping Agency.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development met in executive session to continue hearings on Department of Energy-Atomic Energy Defense Activities. Testimony was heard from the following officials of the Department of Energy: Troy Wade, Acting Assistant Secretary, Defense Programs; Jill E. Lytle, Acting Deputy Assistant Secretary, Nuclear Materials; and F. Charles Gilbert, Acting Deputy Assistant Secretary, Security Affairs.

Hearings continue tomorrow.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on EPA. Testimony was heard from Lee M. Thomas, Administrator, EPA.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Smithsonian Institution. Testimony was heard from Robert McC. Adams, Secretary, Smithsonian Institution.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Departmental Management, Office for Civil Rights, Office of the Inspector General, Policy Research, and on the Office of the Assistant Secretary of Health. Testimony was heard from the following officials of the Department of Health and Human Services: Anthony McCann, Assistant Secretary, Management and Budget; Richard P. Kusserow, Inspector General; Audrey F. Morton, Office for Civil Rights; Robert Helms, Assistant Secretary, Planning and Evaluation; and Robert E. Windom, Assistant Secretary for Health.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on the Navy Military Construction Program. Testimony was heard from the following officials of the Department of the Navy: Keith Eastin, Principal Deputy Assistant Secretary (Shipbuilding and Logistics); RAdm. Benjamin Montoya, Commander, Naval Facilities Engineering Command; and Brig. Gen. Michael P. Downs, USMC.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on the Rural Electrification Administration. Testimony was heard from the following officials of the USDA: Harold V. Hunter, Administrator, Rural Electrification Administration; and Roland Vautour, Under Secretary, Small Community and Rural Development.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Research and Special Programs Administration. Testimony was heard from M. Cynthia Douglass, Administrator, Research and Special Programs Administration, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on OPM and on the Advisory Committee on Federal Pay. Testimony was heard from Constance Horner, Director, Office of Personnel Management; and Martin L. Duggan, Chairman, Advisory Committee on Federal Pay.

GOLDWATER-NICHOLS DEPARTMENT OF DEFENSE REORGANIZATION ACT

Committee on Armed Services: Subcommittee on Investigations approved for full Committee action proposed changes to the Goldwater-Nichols Department of Defense Reorganization Act of 1986.

DOE DEFENSE PROGRAMS AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems met in executive session and approved for full Committee action the fiscal year 1989 Department of Energy defense programs authorization.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness held a hearing on the Material Requirements Planning Systems in relation to the fiscal year 1989 defense authorization. Testimony was heard from Paul Math, Senior Associate Director, National Security and International Affairs Division, GAO; and from the following officials of the Department of Defense: Derek Vander Schaaf; Deputy Inspector General; Eleanor R. Spector, Deputy Assistant Secretary (Procurement); and William H. Reed, Director, Defense Contract Audit Agency.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials approved for full Committee action the seapower-related procurement portion of the fiscal year 1989 defense authorization.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness held a hearing on the U.S.-Canada Free Trade Agreement. Testimony was heard from Ann Hughes, Deputy Assistant Secretary, Western Hemisphere, Department of Commerce; from the following officials of the Department of the Treasury: Robert A. Cornell, Deputy Assistant Secretary, Trade and Investment Policy; and Thomas Berger, Deputy Assistant Secretary, International Monetary Affairs; and public witnesses.

INF AND ARMS CONTROL

Committee on Foreign Affairs: Held a hearing on INF and Arms Control. Testimony was heard from public witnesses.

SANCTIONS AGAINST SOUTH AFRICA

Committee on Foreign Affairs: Subcommittee on Africa and the Subcommittee on International Economic Policy and Trade held a joint hearing on proposed economic sanctions against South Africa (H.R. 1580, H.R. 1051, H.R. 2443, H.R. 3317, and H.R. 3328). Testimony was heard from Representatives Dellums, Dymally, Wise and Leland; Charles Freeman, Deputy Assistant Secretary, Bureau of African Affairs, Department of State; Robert A. Cornell, Deputy Assistant Secretary, Investment and Trade Policy, Department of the Treasury; James B. Kelly III, Deputy Assistant Secretary, Africa, Near East and South Asian Affairs, Department of Commerce; and James L. Woods, Deputy Assistant Secretary, International Security Affairs, Africa Region, Department of Defense.

Hearings continue tomorrow.

NARCOTICS CERTIFICATIONS FOR SOUTH AMERICA

Committee on Foreign Affairs: Task Force on International Narcotics Control concluded hearings to review Narcotics certifications for South America. Testimony was heard from the following officials of the Department of State: Ann Wrobleski, Assistant Secretary, Bureau of International Narcotics Matters; and Michael Skol, Director, Office of Andean Affairs; and Tom Byrne, Deputy Assistant Administrator, Office of Intelligence, Drug Enforcement Administration, Department of Justice.

MISCELLANEOUS MEASURES; DRAFT REPORTS

Committee on Government Operations: Ordered reported amended the following bills H.R. 3932, Presidential Transitions Effectiveness Act; H.R. 3933, National Historical Publications and Records Commission Amendments of 1988.

The Committee also approved the following draft reports: "Defense Contractors Gain Windfalls in Overpriced Noncompetitive Defense Contracts"; "Duplicative Threat Simulators Waste Millions and Compromise Testing of Vital Weapons"; "Ready Reserve Force Ship Management Controversy Risks National Security"; "FAA Regulation of Security at Major U.S. Airports"; "Eastern Air Lines and Orion Air: FAA Oversight"; "Poor Management Is Impeding the Food for Peace Program"; "Failing the Test: Proficiency Standards Are Needed for Drug Testing Laboratories"; "Operation Alliance: Drug Interdiction on the Southwest Border"; "Coast Guard Drug Interdictions Air Operations: The Case of the Faltering Falcon Jet"; "Medicare Health Maintenance Organizations: The International Medical Centers Experience"; "Barriers to Prenatal Care: Can the United States Do More With Less?"; "From Back

Wards to Back Streets: The Failure of the Federal Government in Providing Services for the Mentally Ill"; "Equal Access to Health Care: Patient Dumping"; "Disease-Specific Health Claims on Food Labels: An Unhealthy Idea"; and "Here's the Beef: Underreporting of Injuries, OSHA's Policy of Exempting Companies From Programmed Inspections Based on Injury Records, and Unsafe Conditions in the Meatpacking Industry".

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met to consider pending business.

MINING AND MINERAL RESOURCES RESEARCH INSTITUTE ACT AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held a hearing on H.R. 3977, to authorize appropriations for the Mining and Mineral Resources Research Institute Act for fiscal years 1990 through 1993. Testimony was heard from David S. Brown, Acting Director, Bureau of Mines, Department of the Interior; and public witnesses.

TUSKEGEE UNIVERSITY NATIONAL HISTORIC SITE

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 3869, to amend the act providing for the establishment of the Tuskegee University National Historic Site, AL, to authorize an exchange of properties between the United States and Tuskegee University. Testimony was heard from Representative Nichols; Denis Galvin, Deputy Director; National Parks Service, Department of the Interior; and public witnesses.

COAST GUARD BUDGET

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on fiscal year 1989 Coast Guard budget. Testimony was heard from the following officials of the U.S. Coast Guard, Department of Transportation: Adm. Paul A. Yost, Jr., Commandant; and Master Chief Petty Officer Allen W. Thiele; Victor S. Rezendes, Associate Director, Resources, Community and Economic Development Division, GAO; and public witnesses.

VALUATION OF NONCASH BENEFITS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on the valuation of noncash benefits. Testimony was heard from William P. Butz, Associate Director, Demographic Programs, Bureau of the Census, Department of Commerce; Lois-Ellin Data, Associate Director, Program Evaluation and Methodology Division, GAO; and public witnesses.

OPERATIONS OF U.S. POSTAL SERVICE

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization held a joint oversight hearing on the operation of the U.S. Postal Service. Testimony was heard from the following officials of the U.S. Postal Service: Michael S. Coughlin, Deputy Postmaster General and Comer S. Coppie, Senior Assistant Postmaster General; and public witnesses.

Hearings continue March 24.

TVA'S NUCLEAR POWER PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigation and Oversight held a hearing on the TVA's nuclear power program. Testimony was heard from the following officials of the TVA: Marvin Runyon, Chairman; Charles H. Dean; and John B. Waters, all Members of the Board of Directors; and Adm. Steven A. White, Manager, Nuclear Power.

CONCURRENT BUDGET RESOLUTION

Committee on Rules: Granted a modified closed rule providing 3 hours of debate on H. Con. Res. 268, setting forth the congressional budget for the United States Government for the fiscal years 1989, 1990, and 1991. No amendments to the resolution shall be in order except the amendments printed in the report of the Committee on Rules accompanying this resolution, each said amendment debatable for not to exceed 30 minutes. Testimony was heard from Chairman Gray of Pennsylvania, and Representatives Stenholm, Penny, Carper, Denny Smith, Dannemeyer, Porter, Gekas, and Frenzel.

SUPERCONDUCTING SUPER COLLIDER

Committee on Science, Space, and Technology: Held a hearing on the Superconducting Super Collider. Testimony was heard from Representatives Ritter and Barton of Texas; Joseph F. Salgado, Under Secretary, Department of Energy; from the following officials of the Super Collider Site Evaluation Committee; Frank Press, National Academy of Sciences; Robert White, National Academy of Engineering; Raphael G. Kasper, Project Director; and Edward A. Frieman, Chairman; and public witnesses.

NSF AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology held a hearing on fiscal year 1989 NSF authorization. Testimony was heard from Representative Green; and public witnesses.

Hearings continue tomorrow.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space, Science, and Applications continued hearings on NASA authorization. Testimony was heard from Representative Torricelli; and from the following officials of NASA: William F. Ballhaus, Jr., Assistant Administrator, Office of Aeronautics and Space Technology; and John W. Aaron, Assistant Administrator, Office of Exploration.

Hearings continue tomorrow.

BUREAU OF MINES OVERSIGHT

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held an oversight hearing on Bureau of Mines. Testimony was heard from David S. Brown, Acting Director, Bureau of Mines, Department of the Interior; and a public witness.

SIZE STANDARD ISSUES

Committee on Small Business: Held a hearing on H.R. 2703, to amend the Small Business Act to include clothing and textile supplies in the industry categories to which the set-aside programs established under such act apply, and related size standard issues. Testimony was heard from the following officials of the Department of Defense: June Gibbs Brown; Inspector General, Office of the Secretary; and Maj. Gen. John H. Voorhees, Commander, Defense Personnel Support Center, Philadelphia, Defense Logistics Agency; Monika Harrison, Assistant Administrator, Procurement Assistance, SBA; and public witnesses.

Hearings continue tomorrow.

NATIONAL FOREIGN INTELLIGENCE PROGRAM BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget met in executive session to continue hearings on fiscal year 1989 National Foreign Intelligence Program Budget. Testimony was heard from departmental witnesses.

Hearings continue March 24.

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Wednesday, March 23, 1988

Senate

Chamber Action

Routine Proceedings, pages 4835–4984

Measures Introduced: Six bills and two resolutions were introduced, as follows: S. 2205–2210, S.J. Res. 278, and S. Res. 400.

Page 4884

Measures Reported: Reports were made as follows:

S.J. Res. 231, to authorize the entry into force of the "Compact of Free Association" between the United States and the Government of Palau, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–307)

S. 1508, to withdraw and reserve for the Department of the Air Force certain Federal lands within Lincoln County, Nevada, and for other purposes.

Page 4883

Measures Passed:

Washington Metropolitan Area Transit Regulation Compact Amendments: Senate passed H.J. Res. 480, granting the consent of the Congress to amendments made by Maryland, Virginia, and the District of Columbia to the Washington Metropolitan Area Transit Regulation Compact.

Page 4875

Commission on Art and Antiquities of the United States Senate: Senate agreed to S. Res. 400, to modify section 5 of S. Res. 382, 90th Congress, to allow the Commission on Art and Antiquities of the United States Senate, with the prior approval of the Senate Committee on Rules and Administration, to procure the temporary (not to exceed 1 year) or intermittent services of individual consultants, or organizations thereof, in the same manner and under the same conditions as a standing committee of the Senate may procure such services.

Page 4878

Federal Employees Leave Transfers: Senate passed H.R. 3981, to make section 7351 of title 5, United States Code, inapplicable to leave transfers under certain experimental programs covering Federal employees, except as the Office of Personnel Management may otherwise prescribe.

Page 4879

High Risk Occupational Disease Notification and Prevention Act: Senate continued consideration of S. 79, to notify workers who are at risk of occupational disease in order to establish a system for identifying and preventing illness and death of such workers, with a modified committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 4844, 4971

Rejected:

Breaux Amendment No. 1795 (to Amendment No. 1773), of a perfecting nature, to revise the medical removal provisions relating to small business and others. (Amendment was ruled as not in order.)

Page 4846

Withdrawn:

(1) Ford Amendment No. 1774 (to Amendment No. 1773), of a perfecting nature, to clarify the medical monitoring provisions relating to seasonal agricultural workers.

Page 4844

(2) Breaux Amendment No. 1775, to revise the medical removal provisions relating to small business and others.

Page 4847

(3) Dixon Amendment No. 1776 (to Amendment No. 1775), of a perfecting nature, to clarify the medical monitoring provisions. (Amendment fell when Amendment No. 1775 was withdrawn.)

Page 4844

The pending committee amendment in the nature of a substitute was modified, incorporating the following two amendments, and they are therefore no longer pending:

(1) Dixon Amendment No. 1773, to provide a further limitation with respect to medical removal.

Page 4844

(2) Breaux Amendment No. 1797 (to Amendment No. 1773), of a perfecting nature, to revise the medical removal provisions relating to small business and others.

Page 4847

By 33 yeas to 59 nays (Vote No. 68), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate earlier failed to close further debate on the committee amendment in the nature of a substitute to the bill.

Page 4844

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, March 24, with a cloture vote on the modified committee amendment in the nature of a substitute.

White House Conference on Library and Information Services: Senate insisted on its amendments to H.J. Res. 90, to authorize and request the President to call a White House Conference on Library and Information Services, to be held not later than 1989, agreed to a conference requested by the House thereon, and appointed as conferees Senators Pell, Kennedy, Matsunaga, Dodd, Mikulski, Stafford, Hatch, Quayle, and Thurmond.

Page 4880

Agricultural Act Amendments: Senate concurred in the House amendments to S. 2151, to amend section 416 of the Agricultural Act of 1949, relating to wheat, rice, and feed grains.

Page 4880

Appointments:

Monitored Retrievable Storage Review Commission: The Presiding Officer, pursuant to section 143 of the Nuclear Waste Policy Act, as amended by section 5021 of Public Law 100-203, on behalf of the President pro tempore, and with the concurrence of the Speaker of the House of Representatives, appointed Victor Gilinsky, of Maryland, Alex Radin, of the District of Columbia, and Dale E. Klein, of Texas, to the Monitored Retrievable Storage Review Commission.

Page 4881

Nominations Received: Senate received the following nominations:

Frederick M. Bernthal, of Tennessee, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

Robert S. Gelbard, of Washington, to be Ambassador to the Republic of Bolivia.

E. Allan Wendt, of California, for the rank of Ambassador during his tenure of service as Senior Representative for Strategic Technology Policy in the Office of the Under Secretary of State for Coordinating Security Assistance Programs.

George F. Murphy, Jr., of Maryland, to be Deputy Director of the United States Arms Control and Disarmament Agency.

William H. Erickson, to be United States District Judge for the District of Colorado.

G. Philip Hughes, of Virginia, to be an Assistant Secretary of Commerce.

Richard H. Headlee, of Michigan, to be a Member of the Federal Retirement Thrift Investment Board.

Roger W. Mehle, of New York, to be a Member of the Federal Retirement Thrift Investment Board.

3 Air Force nominations in the rank of general.

3 Coast Guard nominations in the rank of admiral.

Routine list of Navy nominations.

Nominations Confirmed: Senate confirmed the following nominations:

Everett Alvarez, Jr., of Maryland, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences.

Jack Katzen, of Connecticut, to be an Assistant Secretary of Defense.

William L. Ball III, of South Carolina, to be Secretary of the Navy.

73 Army nominations in the rank of general.

8 Navy nominations in the rank of admiral.

62 Air Force nominations in the rank of general.

23 Marine Corps nominations in the rank of general.

Routine lists of Army, Navy, Air Force, and Marine Corps nominations.

Page 4984

Messages From the House: **Page 4883**

Statements on Introduced Bills: **Page 4884**

Amendments Submitted: **Page 4941**

Additional Cosponsors: **Page 4940**

Authority for Committees: **Page 4954**

Notices of Hearings: **Page 4954**

Additional Statements: **Page 4955**

Quorum Calls: One quorum call was taken today. (Total—14)

Page 4843

Record Votes: One record vote was taken today. (Total—68)

Page 4844

Recess: Senate convened at 10:30 a.m., and recessed at 6:45 p.m., until 10 a.m., on Thursday, March 24, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 4874.)

Committee Meetings

APPROPRIATIONS—NOAA

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from William E. Evans, Under Secretary for Oceans and Atmosphere, and Kay Bulow, Assistant Secretary for Administration, both of the Department of Commerce.

Subcommittee will meet again on Wednesday, March 30.

APPROPRIATIONS—U.S. ARMY

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1989 for the Department of the Army, receiving testimony from John G. Marsh, Secretary of the Army; and Gen. Carl E. Vuono, USA, Chief of Army Staff.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MINERALS MANAGEMENT/INDIAN EDUCATION

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from William D. Bettenberg, Director, U.S. Minerals Management Service, Department of the Interior; and Beryl Dorsett, Assistant Secretary of Education for Elementary and Secondary Education (Indian Education programs).

Subcommittee will meet again on Monday, March 28.

NATO DEFENSE/INF TREATY

Committee on Armed Services: Committee met in closed session to discuss recommendations for inclusion in the committee report on NATO defense and the Intermediate-Range Nuclear Forces (INF) Treaty, but made no announcements.

Committee will meet again tomorrow.

EARLY CARRIER RETIREMENTS

Committee on Armed Services: Subcommittee on Projection Forces and Regional Defense held hearings regarding possible savings associated with early carrier retirements as contained in the fiscal year 1988/1989 Department of Defense Authorization Act, receiving testimony from Maj. Gen. Martin J. Ryan, Jr., USAF, Director, Force Structure Resource and Assessment Directorate, Office of the Joint Chiefs of Staff; Vice Adm. John W. Nyquist, USN, Deputy Chief of Naval Operations for Surface Warfare; Vice Adm. R.F. Dunn, USN, Deputy Chief of Naval Operations for Air Warfare; Robert F. Hale, Assistant Director for National Security, Congressional Budget Office; and William Thurman, Deputy Director, National Security and International Affairs Division, General Accounting Office.

Subcommittee will meet again on Wednesday, March 30.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support held open and closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on the readiness and sustainability posture of selected unified combatant commands, receiving testimony from Gen. Thomas C. Richards, USAF, Deputy Commander-in-Chief, U.S. European Command; Maj. Gen. Christian J. Patte, USA, Director of Logistics and Security Assistance, U.S. Central Command; Rear Adm. Hugh L. Webster, USN, Director, Logistics and Security Assistance, U.S. Pacific Command; and Brig. Gen. H.C. Stackpole, USMC, Director of Policy and Plans, U.S. Atlantic Command.

Subcommittee will meet again on Friday, March 25.

COMMUNITY REINVESTMENT ACT

Committee on Banking, Housing, and Urban Affairs: Committee continued oversight hearings on the effectiveness of the Community Reinvestment Act (CRA), private sector initiatives to comply with its prescriptions and potential refinements of CRA, receiving testimony from Martha R. Seger, Governor, Federal Reserve Board; L. William Seidman, Chairman, Federal Deposit Insurance Corporation; M. Danny Wall, Chairman, Federal Home Loan Bank Board; Robert L. Clarke, Comptroller, Office of the Comptroller of the Currency; Leland C. Brendsel, President, Federal Home Loan Mortgage Corporation; and Dale P. Riordan, Federal National Mortgage Association, and J. Edward Carlton, Jr., Mortgage Insurance Companies of America, both of Washington, DC.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Barbara M. Barrett, of Arizona, to be Deputy Administrator of the Federal Aviation Administration, after the nominee, who was introduced by Senators DeConcini and McCain, and Representative Kyl.

FAA

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings on S. 1600, to create an independent Federal Aviation Administration, receiving testimony from James H. Burnley IV, Secretary of Transportation; Robert Crandall, American Airlines, Inc., Washington, DC; and Najeeb Halaby, Dulles Access Rapid Transit, Inc., Vienna, Virginia.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following measures favorably reported:

S. 1508, to include the withdrawal of certain public lands in Nevada for use by the United States Air Force;

S.J. Res. 231, to authorize the President of the United States to seek agreement with the Government of Palau on a date to implement the Compact of Free Association between the United States and Palau, with an amendment in the nature of a substitute; and

The nominations of T S Ary, of Oklahoma, to be Director of the Bureau of Mines, Department of the Interior, Ernest C. Baynard III, of Virginia, to be Assistant Secretary of Energy for Environment, Safety and Health, and C. Anson Franklin, of Virginia, to be Assistant Secretary of Energy for Congressional, Intergovernmental and Public Affairs.

Also, the committee completed its review of those programs which fall within the committee's jurisdiction as contained in the President's proposed budget for fiscal year 1989, and agreed on recommendations it will make thereon to the Committee on the Budget.

CHILDREN'S HEALTH CARE ISSUES

Committee on Finance: Committee held hearings to review the effectiveness and costs of selected strategies for promoting and maintaining the health of children and on efforts to combat infant mortality, receiving testimony from William L. Roper, Administrator, Health Care Financing Administration, and Robert E. Windom, Assistant Secretary for Health, Public Health Service, both of the Department of Health and Human Services; Sarah S. Brown, Study Director, Institute of Medicine, National Academy of Sciences; Judith L. Wagner, Senior Associate, Health Program, Office of Technology Assessment; Mississippi Governor Ray Mabus, Jackson, on behalf of the National Governors Association; Gail R. Wilensky, Project Hope, and Douglas S. Peters, Blue Cross and Blue Shield Association, both of Washington, DC; Paul W. Newacheck, University of California, San Francisco; and Arthur Lifson, Equicor, Inc., on behalf of Health Insurance Association of America, New York, New York.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee ordered the following nomination favorably reported:

April C. Glaspie, of California, to be Ambassador to the Republic of Iraq.

INF TREATY

Committee on Foreign Relations: Committee continued consideration of the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), but did not complete action thereon, and will meet again tomorrow.

FEDERAL MANAGEMENT OF MEDICAL LABORATORIES

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held hearings on the Health Care Financing Administration's quality of medical laboratory testing in labs it regulates and inspects, receiving testimony from Robert Johnson, Bernice, Florida; Kathy and David Astor, Sunnyside, New York; George C. Hoffman, American Society of Clinical Pathologists, Judith Barr, American Society of Medical Technology, and Patricia Aston, representing the American Society for Cytotechnology, all of Washington, DC; Paul Fischer, Medical College of Georgia, Augusta; Virginia Worrest, Corvallis, Oregon; Herbert W. Dickerman, New York State Department of Health, Albany; and Josephine Bartola, Pennsylvania State Department of Health, Harrisburg.

Hearings continue tomorrow.

BALANCED BUDGET AMENDMENTS

Committee on the Judiciary: Subcommittee on the Constitution, held hearings on S.J. Res. 3, S.J. Res. 4, S.J. Res. 8, S.J. Res. 11, S.J. Res. 112, S.J. Res. 25, S.J. Res. 50 and S.J. Res. 161, measures proposing amendments to the Constitution of the United States relating to a balanced Federal budget, receiving testimony from Senators Thurmond and Exon; New Hampshire Governor John H. Sununu, Concord, on behalf of the National Governors' Association; and William A. Niskanen, Jr., CATO Institute, Charles L. Schultze, The Brookings Institution, and Roy L.

Ash, former Director, Office of Management and Budget, all of Washington, DC.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 4229–4248; 1 private bill, H.R. 4249; and 10 resolutions, H.J. Res. 512–517, H. Con. Res. 270 and 271, and H. Res. 411 and 412 were introduced.

Page 5061

Bills Reported: Reports were filed as follows:

H.R. 3971, to establish procedures to implement the 1980 Hague Convention on the Civil Aspects of International Child Abduction, amended (H. Rept. 100–525); and

Report entitled "In the Matter of Representative Charles G. Rose III" (H. Rept. 100–526).

Page 5061

Budget: By a yea-and-nay vote of 319 yeas to 102 nays, Roll No. 45, the House agreed to H. Con. Res, 268, setting forth the congressional budget for the United States Government for the fiscal years 1989, 1990, and 1991.

Page 5042

Rejected:

The Dannemeyer amendment in the nature of a substitute that sought to effect a fiscal year 1989 savings of $20.6 billion in interest costs by refinancing the national debt with long-term, gold-backed bonds, provide a fiscal year 1989 revenue increase through a tax amnesty program, and specify a fiscal year 1989 deficit of $130.7 billion (rejected by a recorded vote of 75 ayes to 347 noes, Roll No. 42);

Page 5020

The Porter amendment in the nature of a substitute that sought to freeze all discretionary outlays at the fiscal year 1988 level, eliminate all cost-of-living adjustments (COLAs) for entitlement programs, eliminate pay increase for Federal employees in fiscal year 1989, and specify a fiscal year 1989 deficit of $135.7 billion (rejected by a recorded vote of 64 ayes to 354 noes, Roll No. 43); and

Page 5029

The Penny amendment in the nature of a substitute that sought to hold discretionary outlays midway between a fiscal year 1988 outlay freeze and levels established by the domestic budget summit, replace the cost-of-living adjustment for non-means tested entitlements with a $5 per month increase, cap the fiscal year 1989 pay increase for Federal and military employees at two percent, provide for additional fiscal year 1989 revenues to be derived from a one-year suspension of the indexing of individual income taxes, and specify a fiscal year 1989 deficit of $112.4 billion (rejected by a recorded vote of 27 ayes to 394 noes, Roll No. 44).

Page 5035

H. Res. 410, the rule under which the concurrent resolution was considered, was agreed to earlier by a voice vote.

Page 4988

Nevada-Florida Land Exchange: House agreed to S. Con. Res. 106, requesting the President to return the enrolled bill S. 854, entitled the "Nevada-Florida Land Exchange Authorization Act of 1988"—clearing the measure.

Page 5044

Quorum Calls—Votes: One yea-and-nay vote and three recorded votes developed during the proceedings of the House today and appear on pages 5028, 5035, 5041, 5042.

Adjournment: Met at 11 a.m. and adjourned at 7:29 p.m.

Committee Meetings

PROPOSALS TO STIMULATE RURAL ECONOMIC DEVELOPMENT

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing to review proposals to stimulate rural economic development. Testimony was heard from Representatives Coleman of Missouri and Watkins; and public witnesses.

DISPOSITION OF CCC GRAIN STOCKS AND ITS EFFECTS ON GRAIN MARKETS

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains held a hearing to review disposition of CCC grain stocks and its effects on grain markets. Testimony was heard from Representatives Dorgan of North Dakota and Daub; Richard Goldberg, Acting Under Secretary, International Affairs and Commodity Programs, USDA; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Immigration and Naturalization Service, Board for International Broadcasting, and Commission on International Migration. Testimony was heard from Alan C. Nelson, Commissioner, Immigration and Naturalization Service, Department of Justice; Malcolm S. Forbes, Jr., Chairman, Board for International Broadcasting; and Diego C Asencia, Chairman, Commission on International Migration.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Army Aircraft Procurement, Army Missile and Other Procurement. Testimony was heard from the following officials of the Department of the Army: Maj. Gen. August M. Cianciolo, USA, Deputy for Systems Management, Office of the Assistant Secretary, Research Development, and Acquisition; Maj. Gen. Lynn H. Stevens, USA, Director for Other Procurement, Office of the Assistant Secretary (Research, Development, and Acquisition); and Brig. Gen. William S. Chen, USA, Assistant Deputy for Systems Management.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development met in executive session to conclude hearings on Department of Energy-Atomic Energy Defense Activities. Testimony was heard from Adm. Kinnaird R. McKee, USN, Director, Naval Nuclear Propulsion.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Agencies held a hearing on Africa Regional and Famine Relief. Testimony was heard from Chester Crocker, Assistant Secretary, African Affairs, Department of State; Charles L. Gladson, Assistant Administrator, Bureau for Africa, AID; and Jim Woods, Deputy Assistant Secretary, Africa Affairs, Department of Defense.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies concluded hearings on EPA. Testimony was heard from Lee M. Thomas, Administrator, EPA.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Park Service. Testimony was heard from the following officials of the Department of the Interior: William P. Horn, Assistant Secretary, Fish and Wildlife and Parks; and William Penn Mott, Jr., Director, National Park Service.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Family Support Administration, and Department of Labor-Employment Standards Administration, and on Occupational Safety and Health Administration. Testimony was heard from Wayne A. Stanton, Administrator, Family Support Administration, and Director, Office of Child Support Enforcement, Department of Health and Human Services; and from the following officials of the Department of Labor: Fred W. Alvarez, Assistant Secretary, Employment Standards; and John A. Pendergrass, Assistant Secretary, Occupational Safety and Health.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on OTA, the Library of Congress and the Joint Committee on Taxation. Testimony was heard from Representatives Udall and Rostenkowski; John H. Gibbons, Director, OTA; and James Billington, Librarian of Congress.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on DOD Family Housing Programs. Testimony was heard from the following officials of the Department of Defense: Robert A. Stone, Deputy Assistant Secretary (Installations); Maj. Gen. Peter J. Offringa, USA, Assistant Chief of Engineers; RAdm. Benjamin Montoya, Commander, Naval Facilities Engineering Command; and Maj. Gen. George E. Ellis, USAF, Director, Engineering and Services.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Farmers Home Administration. Testimony was heard from the following officials of the USDA: Roland Vautour, Under Secretary, Small Community and Rural Development; and Vance L. Clark, Administrator, Farmers Home Administration.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Washington Metropolitan Area Transit Authority. Testimony was heard from Carmen E. Turner, General Manager, Washington Metropolitan Area Transit Authority.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on U.S. Customs Service. Testimony was heard from William von Raab, Commissioner of Customs, U.S. Customs Service, Department of the Treasury.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development approved for full Committee action the research, development, test and evaluation portion of the fiscal year 1989 defense authorization.

ENERGY POLICY AND CONSERVATION ACT

Committee on Energy and Commerce: Subcommittee on Energy and Power approved for full Committee action H.R. 4158, to amend the Energy Policy and Conservation Act to provide for Federal energy conservation standards for fluorescent lamp ballasts.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from public witnesses.

OCTOBER 1987 MARKET BREAK

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on regulators' legislative recommendations addressing the October 1987 market break. Testimony was heard from David Ruder, Chairman, SEC; George D. Gould, Under Secretary, Department of the Treasury; Wendy Gramm, Chairman, Commodity Futures Trading Commission; and public witnesses.

SANCTIONS AGAINST SOUTH AFRICA

Committee on Foreign Affairs: Subcommittee on Africa and the Subcommittee on International Economic Policy and Trade concluded joint hearings on proposed economic sanctions against South Africa (H.R. 1580, H.R. 1051, H.R. 2443, H.R. 3317, and H.R. 3328). Testimony was heard from public witnesses.

TORTURE VICTIM PROTECTION ACT

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on H.R. 1417, Torture Victim Protection Act of 1987. Testimony was heard from former Representative Robert Drinan; and public witnesses.

POLITICAL CRISIS IN HAITI

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs concluded hearings on the political crisis in Haiti, Part II. Testimony was heard from Richard Holwill, Deputy Assistant Secretary, Inter-American Affairs, Department of State.

PROMPT PAYMENT ACT AMENDMENTS

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on Prompt Payment Act Amendments. Testimony was heard from Senator Grassley; Representatives English and Skelton; Frank S. Swain, Chief Counsel for Advocacy, SBA; and public witnesses.

MONUMENT TO HONOR RAOUL WALLENBERG

Committee on House Administration: Subcommittee on Libraries and Memorials held a hearing on H.J. Res. 403, to authorize the Raoul Wallenberg Tribute Committee to establish a monument to honor Raoul Wallenberg on Federal land in the District of Columbia or its environs. Testimony was heard from Representatives Lantos, Weiss, Gilman, Jeffords and Green; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met to consider pending business.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Procurement and Printing met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported amended the following bills: H.R. 2806, to amend the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701) to permit temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, Department of the Interior; and H.R. 1516, Tongass Timber Reform Act.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on women in nontraditional work. Testimony was heard from public witnesses.

Hearings continue March 30.

FEDERAL PRISON INDUSTRIES REFORM ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 4021, Federal Prison Industries Reform Act of 1988. Testimony was heard from J. Michael Quinlan, Director, Federal Bureau of Prisons, Department of Justice; and public witnesses.

GENOCIDE CONVENTION IMPLEMENTATION ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law approved for full Committee action the introduction of a clean bill in lieu of H.R. 807, Genocide Convention Implementation Act of 1987.

ABANDONED HISTORIC SHIPWRECK ACT

Committee on Merchant Marine and Fisheries: Ordered reported S. 858, Abandoned Historic Shipwreck Act of 1987.

MARITIME PROGRAMS AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 4200, to authorize appropriations for fiscal year 1989 for certain maritime programs of the Department of Transportation and the Federal Maritime Commission. Testimony was heard from John A. Gaughan, Administrator, Maritime Administration, Department of Transportation; Edward J. Philbin, Acting Chairman, Federal Maritime Commission; VAdm. Walter T. Piotti, Jr., USN, Commander Military Sealift Command, Department of the Navy; and representatives of State Maritime Academies.

NATIONAL OCEAN POLLUTION PLANNING ACT REAUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography approved for full Committee action H.R. 4211, to reauthorize the National Ocean Pollution Planning Act of 1978 for fiscal years 1989 and 1990.

MARINE PROTECTION, RESEARCH, AND SANCTUARIES ACT REAUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation held a joint meeting and approved for full Committee action H.R. 4210, to reauthorize title II of the Marine Protection, Research, and Sanctuaries Act of 1972, for fiscal years 1989 and 1990.

HIGHWAY SAFETY

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on highway safety. Testimony was heard from Representatives Kennelly, Gejdenson, and Luken of Ohio; Kenneth M. Mead, Associate Director, GAO; and public witnesses.

DOE AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development continued hearings on the Department of Energy fiscal year 1989 budget. Testimony was heard from James F. Decker, Acting Director, Office of Energy Research, Department of Energy; representatives of various National Laboratories; and a public witness.

LANDSAT COMMERCIALIZATION

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on the status of Landsat Commercialization. Testimony was heard from Thomas N. Pyke, Jr., Assistant Administrator, NOAA, Department of Commerce; and a public witness.

NSF AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology continued hearings on fiscal year 1989 NSF authorization. Testimony was heard from the following officials of the NSF: Roland W. Schmitt, Chairman, National Science Board; and Erich Bloch, Director; and public witnesses.

Hearings continue tomorrow.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space, Science and Applications continued hearings on NASA authorization. Testimony was heard from Dale Myers, Deputy Administrator, NASA; Charles W. Cook, Deputy Assistant Secretary, Space, Plans and Policy, USAF; Courtney Stadd, Director, Office of Commercial Space, Department of Transportation; Raymond G. Cammer, Deputy Director, National Bureau of Standards, Department of Commerce; and public witnesses.

Hearings continue tomorrow.

SIZE STANDARD ISSUES

Committee on Small Business: Continued hearings on H.R. 2703, to amend the Small Business Act to include clothing and textile supplies in the industry categories to which the set-aside programs established under such act apply, and related size standard issues. Testimony was heard from Representatives Byron, Cooper and Ray; and a public witness.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met to consider pending business.

MONTGOMERY GI BILL AMENDMENTS

Committee on Veterans' Affairs: Ordered reported H.R. 4213, Montgomery GI Bill Amendments of 1988.

BANKING REFORM: PROTECTING LOW-INCOME AND OLDER CONSUMERS

Select Committee on Aging: Subcommittee on Housing and Consumer Interests held a hearing on "Banking Reform: Protecting Low-Income and Older Consumers." Testimony was heard from Representatives St Germain, Schumer, and Kennedy; and public witnesses.

IN SUPPORT OF CHILDREN

Select Committee on Hunger: International Task Force held a hearing on "In Support of Children: Many Successes But Much To Be Done." Testimony was heard from Bradshaw Langmaid, Jr., Deputy Assistant Administrator, Science and Technology Bureau, AID; and public witnesses.

Joint Meeting

OMNIBUS TRADE AND COMPETITIVENESS ACT

Conferees met to resolve the differences between the Senate- and House-passed Foreign Corrupt Practices Act provisions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987, but did not complete action thereon, and recessed subject to call.

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Thursday, March 24, 1988

Senate

Chamber Action

Routine Proceedings, pages 5123–5234

Measures Introduced: Five bills and four resolutions were introduced, as follows: S. 2211–2215, S.J. Res. 279–280, and S. Con. Res. 108–109. **Page 5208**

Measures Reported: Reports were made as follows:

S. 2214, to authorize competitive oil and gas leasing and development on the Coastal Plains of the Arctic National Wildlife Refuge in a manner consistent with protection of the environment, and for other purposes. (S. Rept. No. 100–308) **Page 5207**

High Risk Occupational Disease Notification and Prevention Act: Senate continued consideration of S. 79, to notify workers who are at risk of occupational disease in order to establish a system for identifying and preventing illness and death of such workers, with a modified committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows: **Pages 5133, 5136, 5183, 5187**

Adopted:

(1) Nickles Amendment No. 1817, to provide that a financial impact statement shall accompany the conference report of the High Risk Occupational Disease Notification and Prevention Act. **Page 5188**

(2) By unanimous vote of 92 yeas (Vote No. 73), Murkowski Amendment No. 1818 (to Amendment No. 1817), of a perfecting nature. **Page 5188**

Rejected:

(1) Danforth Amendment No. 1811), to amend the Standing Rules of the Senate, to require bills and joint resolutions reported by any committee of the Senate to contain a litigation impact statement. (By 53 yeas to 39 nays (Vote No. 70), Senate tabled the amendment.) **Page 5140**

(2) McConnell Amendment No. 1812 (to Amendment No. 1811 of a perfecting nature, to provide for a tort liability law that affords persons harmed by products equitable and expeditious payment of their damages. (Amendment fell when Amendment No. 1811 was tabled above.) **Page 5140**

(3) Nickles Amendment No. 1813, to ensure enactment of acid rain legislation. (By 70 yeas to 22 nays (Vote No. 71), Senate tabled the amendment.) **Page 5167**

(4) Rudman Amendment No. 1814 (to Amendment No. 1813), of a perfecting nature, to ensure the enactment of acid rain control legislation in the 100th Congress. (Amendment fell when Amendment No. 1813 was tabled above.) **Page 5167**

Withdrawn:

(1) Dixon Amendment No. 1773, to provide a further limitation with respect to medical removal. **Page 4844**

(2) Breaux Amendment No. 1797 (to Amendment No. 1773), of a perfecting nature, to revise the medical removal provisions relating to small business and others. **Page 4847**

Pending:

(1) Helms Amendment No. 1815, to designate health and emergency care workers who are at risk of occupational exposure to the disease known as Acquired Immune Deficiency Syndrome (AIDS) or the virus known as HTLV–III or LAV virus as a population at risk. **Page 5186**

(2) Kennedy Amendment No. 1816 (to Amendment No. 1815), in the nature of a substitute, to authorize an emergency program to disseminate information to reduce workplace risk of transmission of Acquired Immune Deficiency Syndrome (AIDS). **Page 5186**

By 2 yeas to 93 nays (Vote No. 69), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate earlier failed to close further debate on the modified committee amendment in the nature of a substitute. **Page 5135**

A motion was entered to close further debate on the modified committee amendment in the nature of a substitute, and, pursuant to the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion would occur on Monday, March 28. **Page 5190**

Senate will continue consideration of the bill and amendments proposed thereto on Friday, March 25.

Non-Commissioned Officers Association: Senate concurred in the amendments of the House to S. 1397, to recognize the organization known as the Non-Commissioned Officers Association of the United States of America. **Page 5233**

Transition to Democracy in Panama—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. Con. Res. 108, urging measures to hasten the transition to democracy in Panama, on Friday, March 25, with 45 minutes of debate thereon, and a rollcall vote to occur at 11 a.m., which will be a 30-minute vote.

Page 5234

Motion To Request Attendance: By 58 yeas to 33 nays (Vote No. 72), Senate agreed to a motion to request the attendance of absent Senators.

Page 5186

Messages From the President: Senate received the following message from the President of the United States:

Returning the enrolled bill (S. 854) entitled the Nevada-Florida Land Exchange Authorization Act of 1988," to the Senate for the purpose of making a necessary technical correction. (PM-124)

Page 5207

Nomination Confirmed: Senate confirmed the following nomination:

Stephen S. Trott, of Virginia, to be United States Circuit Judge for the Ninth Circuit.

Pages 5187, 5235

Nominations Received: Senate received the following nominations:

Michael J. Norton, to be United States Attorney for the District of Colorado.

Joy Cherian, of Maryland, to be a Member of the Equal Employment Opportunity Commission.

L. Clair Nelson, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission.

Page 5235

Messages From the President: **Page 5207**

Messages From the House: **Page 5207**

Measures Referred: **Page 5207**

Measures Ordered Placed on Calendar: **Page 5207**

Statements on Introduced Bills: **Page 5208**

Amendments Submitted: **Page 5215**

Additional Cosponsors: **Page 5213**

Authority for Committees: **Page 5225**

Additional Statements: **Page 5226**

Quorum Calls: One quorum call was taken today. (Total—15)

Page 5186

Record Votes: Five record votes were taken today. (Total—73)

Pages 5136, 5167, 5178, 5186, 5191

Recess: Senate convened at 10 a.m., and recessed at 5:50 p.m., until 9:15 a.m., on Friday, March 25, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 5234.)

Committee Meetings

CONSERVATION PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Conservation and Forestry concluded oversight hearings on the implementation of the conservation provisions of the 1985 Farm Bill, after receiving testimony from Senator Nunn; Representative Lancaster; G. Wilson Scaling, Chief, Soil Conservation Service, and Milton J. Hertz, Administrator, Agricultural Stabilization and Conservation Service, both of the Department of Agriculture; Linda J. Fisher, Assistant Administrator, Environmental Protection Agency; Ronald E. Lambertson, Assistant Director, U.S. Fish and Wildlife Service, Department of the Interior; North Dakota State Senator William S. Heigaard, and Jeffrey Weispfenning, on behalf of the Office of the Governor of North Dakota, both of Bismarck; Jim Nichols, Minnesota State Commissioner of Agriculture, St. Paul, representing National Save the Family Farm Coalition, National Farmers Organization, and the League of Rural Voters; Monty Burke, North Dakota Farm Bureau, McKenzie; Donald E. Henderson, Indiana Farm Bureau, Inc., Indianapolis; Robert J. Gray, American Farmland Trust, Maureen K. Hinkle, Audubon Society, Kenneth A. Cook, Conservation Foundation, Sid Moss, National Association of State Foresters, Wayne Baron and Jan G. Carter, both of the National Wildlife Federation, Robert Wetherbee, National Association of Conservation Districts, all of Washington, DC; R.L. Webster, National Cotton Council, Waynesboro, Georgia; Michael E. Berger, Ducks Unlimited, Inc., Nashville, Tennessee; Gary Rudningen, Minnesota Association of Wheat Growers, Murdock; and Gary Bales, Wildlife Habitat Charitable Trust, Devine, Texas.

APPROPRIATIONS—FARM CREDIT ADMINISTRATION

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Farm Credit Administration, receiving testimony from Frank W. Naylor, Jr., Chairman, and Marvin R. Duncan and Jim Billington, both Members, all of the Farm Credit Administration Board.

Subcommittee will meet again on Wednesday, March 30.

APPROPRIATIONS—NATIONAL GUARD/ RESERVES

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1989 for the National Guard and Military Reserves, receiving testimony from Stephen M. Duncan, Assistant Secretary of Defense for Reserve Affairs; Lt. Gen. Herbert R. Temple, Jr., Chief, National Guard Bureau; Maj. Gen. Donald Burdick, Director, Army National Guard; Maj. Gen. William F. Ward, Jr., Chief, Army Reserve; Maj. Gen. John B. Conaway, Director, Air National Guard; Maj. Gen. J.W. Moore, Deputy Chief of Marine Corps Staff for Reserve Affairs; Maj. Gen. Roger P. Scheer, Chief of Air Force Reserve; and Rear Adm. F.N. Smith, USNR, Director of Naval Reserve.

Subcommittee will meet again on Tuesday, March 29.

APPROPRIATIONS—FEDERAL RAILROAD ADMINISTRATION/AMTRAK

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from John H. Riley, Administrator, Federal Railroad Administration; and W. Graham Claytor, Jr., President and Chairman of the Board, National Railroad Passenger Corp., (AMTRAK).

Subcommittee will meet again on Thursday, March 31.

INF TREATY ISSUES

Committee on Armed Services: Committee concluded closed hearings on Intermediate-Range Nuclear Forces (INF) Treaty issues related to ground-launched cruise missiles, and Department of Defense special access programs and future weapons systems, after receiving testimony from Gen. Robert T. Herres, USAF, Vice Chairman, Joint Chiefs of Staff; and Ronald F. Lehman II, Assistant Secretary of Defense for International Security Policy.

NATO DEFENSE/INF TREATY

Committee on Armed Services: Committee met in closed session to further discuss recommendations for inclusion in the committee report on NATO defense and the Intermediate-Range Nuclear Forces (INF) Treaty, but made no announcements, and recessed subject to call.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on recruiting, retention, and compensation programs for the total force, receiving testimony from Grant S. Green, Assistant Secretary of Defense for Force Management and Personnel; Lt. Gen. Allen K. Ono, USA, Deputy Chief of Staff for Personnel; Vice Adm. Leon A. Edney, USN, Chief of Naval Personnel; Lt. Gen. John I. Hudson, USMC, Deputy Chief of Staff for Personnel; Lt. Gen. Thomas J. Hickey, USAF, Deputy Chief of Staff for Personnel; Stephen M. Duncan, Assistant Secretary of Defense for Reserve Affairs; Lt. Gen. Herbert R. Temple, Jr., ARNGUS, Chief, National Guard Bureau; Maj. Gen. William F. Ward, Jr., USAR, Chief, Office of Army Reserve; Maj. Gen. Donald Burdick, ARNGUS, Director, Army National Guard; Rear Adm. F.N. Smith, USNR, Chief, Naval Reserve; Maj. Gen. J.W. Moore, USMC, Deputy Chief of Staff, Reserve Affairs; Maj. Gen. John B. Conaway, ANG, Director, Air National Guard; Maj. Gen. Roger P. Scheer, USAFR, Chief of Air Force Reserve; and Rear Adm. Paul A. Welling, USCG, Chief, Office of Readiness and Reserve.

Hearings continue on Tuesday, March 29.

1989 BUDGET

Committee on the Budget: Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1989 budget, receiving testimony from John Palmer, Urban Institute, Barry Bosworth, Brookings Institution, Robert Myers, former Chief Actuary, Social Security Administration, and Bob Bergland, National Rural Electric Cooperatives Association, all of Washington, DC; North Carolina Lt. Governor Robert Jordan, Raleigh; Gene Koepke, Kearney State College, Kearney, Nebraska; and Luther Tweeten, Ohio State University, Columbus.

Hearings were recessed subject to call.

FOREIGN INVESTMENT COLLECTION INFORMATION

Committee on Commerce, Science, and Transportation: Committee held hearings to review Federal collection procedures of information relating to foreign investment in the United States, receiving testimony from Senator Harkin; Representative Bryant; Robert Ortner, Under Secretary of Commerce for Economic Affairs; Susan Tolchin, George Washington University, Elliott Richardson, Milbank, Tweed, Hadley and McCloy, Alexander B. Trowbridge, National Association of Manufacturers, and John Hall, Verner, Liipfert, Bernhard, McPherson and Hand, all of Washington, DC; and Anthony M. Solomon, S.G. Warburg (U.S.A.), Inc., New York, New York.

Hearings were recessed subject to call.

NEW MEXICO—NATIONAL HISTORIC SITE/TRAILS SYSTEM/MUSEUM

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 1593, to designate the site of the Glorieta Battle in the Civil War as a national historic site, S. 1693, to provide for a study of the Coronado Trail for inclusion in the National Trails

System, S. 2157, to authorize three feasibility studies to be conducted in New Mexico dealing with the San Gabriel Historical Landmark, the significance of the Los Luceros Hacienda, and the establishment of an interpretive center to highlight the first colonization of the interior of the United States in New Mexico, and S. 1912, to authorize a study of the feasibility of establishing a National Mimbres Museum in Silver City, New Mexico, after receiving testimony from Jerry Rogers, Associate Director of Cultural Resources, National Park Service, Department of the Interior; Robert McC. Adams, Secretary, Smithsonian Institution; Thomas Merlan, New Mexico Historic Preservation Office, Santa Fe; Herbert Hart, Council of America's Military Past, Fort Myer, Virginia; Bruce Craig, National Parks and Conservation Association, Washington, DC; Conn Brown, Grant County, New Mexico; Jerry Brody, University of New Mexico, Albuquerque; and Andrew Culliford, Western New Mexico University, and John D. Lopez, both of Silver City, New Mexico.

GROUNDWATER PROTECTION AND MANAGEMENT

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure resumed joint hearings with the Subcommittee on Hazardous Wastes and Toxic Substances on S. 20, S. 1105, and H.R. 791, bills to provide for the protection of the nation's groundwater resources through State standards, planning, and research activities, receiving testimony from Edwin H. Clark II, The Conservation Foundation, Velma M. Smith, Environmental Policy Institute, Scott S. Cunningham, Chemical Manufacturers Association, Al Giese, on behalf of the Fertilizer Institute, Erik D. Olson, and Gerald V. Poje, both of the National Wildlife Federation, Bruce R. Leavitt, American Mining Congress, and Roger Strelow, National Environmental Development Association, all of Washington, DC; and Jay H. Lehr, National Water Well Association, Dublin, Ohio.

Hearings were recessed subject to call.

HIGH SPEED RAIL TRANSPORTATION

Committee on Finance: Committee concluded hearings on S. 1245, to authorize the issuance by States of tax-exempt bonds for high-speed intercity rail transportation projects under certain circumstances, after receiving testimony from Senators Chiles, Graham, and Reid; David Blumbert, Florida High Speed Rail Transportation Commission, and Richard A. Davenport, AmeriFirst Development Corporation, both of Miami, Florida; John Pike Powers, Jr., Fulbright and Jaworski, Austin, Texas; Harriet Stanley, High Speed Rail Association, Philadelphia, Pennsylvania; Robert W. Blanchette, TGV of Florida, Inc., Washington, DC; and Robert R. Swann, American Pioneer Savings Bank, Orlando, Florida.

INF TREATY

Committee on Foreign Relations: Committee continued consideration of the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100-11), but did not complete action thereon, and will meet again on Monday, March 28.

FEDERAL MANAGEMENT OF MEDICAL LABORATORIES

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management continued hearings on the Health Care Financing Administration's quality of medical laboratory testing in labs it regulates and inspects, receiving testimony from Louis B. Hays, Associate Administrator for Operations, Health Care Financing Administration, and Paul J. Wiesner, Director, Training and Laboratory Program Office, Centers for Disease Control, both of the Department of Health and Human Services; Dennis S. O'Leary and Clifford Houser, both on behalf of the Joint Commission on Accreditation of Healthcare Organizations, Loyd R. Wagner, College of American Pathologists, Harry C. Groome and Edward Kaufman, both on behalf of the American Clinical Laboratories Association, and William R. Smith and Stephen Kroger, both on behalf of the American Society of Internal Medicine, all of Washington, DC; and Mark Birenbaum and Nicholas T. Serafy, Jr., both on behalf of the American Association of Bioanalysts, St. Louis, Missouri.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered the following business items favorably reported:

S. 612, to repeal provisions of the Department of Defense Authorizations Act of 1985, relating to the civil liability of Government contractors for injuries, property losses, or deaths arising out of nuclear weapons testing programs, with an amendment in the nature of a substitute;

S. 951, to establish the Federal Courts Study Commission on the future of the Federal Judiciary, with an amendment in the nature of a substitute;

S. 794, to establish criminal penalties for damaging or destroying religious property or interfering with any person's free exercise of religious beliefs, with an amendment in the nature of a substitute; and

The nominations of Emmett R. Cox, of Alabama, to be United States Circuit Judge for the Eleventh Circuit; Kenneth M. Hoyt, to be United States District Judge for the Southern District of Texas; George M. Marovich, to be United States District

Judge for the Northern District of Illinois; Roger J. Marzulla, of California, to be an Assistant Attorney General; Deborah J. Daniels, to be United States Attorney for the Southern District of Indiana; and Grover W. Garrison, to be United States Marshal for the Middle District of Louisiana.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of David M. Ebel, of Colorado, to be United States Circuit Judge for the Tenth Circuit; Lowell A. Reed, to be United States District Judge for the Eastern District of Pennsylvania; Kimba M. Wood, to be United States District Judge for the Southern District of New York; and Jack T. Camp, Jr., to be United States District Judge for the Northern District of Georgia, after the nominees testified and answered questions in their own behalf. Mr. Ebel was introduced by Senators Wirth and Armstrong, Mr. Reed was introduced by Senators Heinz and Spector, Ms. Wood was introduced by Senator D'Amato, and Mr. Camp was introduced by Senator Fowler.

AUTHORIZATIONS—FEC

Committee on Rules and Administration: Committee concluded hearings on proposed legislation authorizing funds for fiscal year 1989 for the Federal Election Commission, after receiving testimony from Thomas J. Josefiak, Chairman, Danny Lee McDonald, Vice Chairman and Lee Ann Elliott, Member, all of the Federal Election Commission.

SILVER HAIRED CONGRESS

Committee on Rules and Administration: Committee concluded hearings on S. Con. Res. 88, to facilitate the convening of a Silver Haired Congress in Washington, DC, after receiving testimony from Senator Melcher; Representative Rahall; Neel Buell, Chairman, Fountain Valley, California, Norma Keil, Region VIII Co-Chairman, Conrad, Montana, representing the States of Colorado, Utah, Wyoming, North Dakota, South Dakota, and Montana, Thelma Crump-Wilson, Region III Chairman, Quinton, Virginia, representing the States of Delaware, West Virginia, Pennsylvania, Maryland, and Virginia, and Matthew Ross, Region IX Chairman, Newport Beach, California, representing the States of Arizona, Nevada, Hawaii, California, and the Territories of Guam, the Marianas, and American Samoa, all of the National Silver Haired Congress Steering Committee; and William A. Strauss, National Taxpayers Union, Washington, DC.

ZUNI-CIBOLA NATIONAL HISTORICAL PARK

Select Committee on Indian Affairs: Committee concluded joint hearings with the Committee on Energy and Natural Resources' Subcommittee on Public Lands, National Parks and Forests on S. 2162, to provide for the establishment of the Zuni-Cibola National Historical Park in the State of New Mexico, after receiving testimony from Jerry Rogers, Associate Director of Cultural Resources, National Park Service, Department of the Interior; Robert McC.Adams, Secretary, Smithsonian Institution; Robert Lewis, Governor, Pueblo of Zuni, New Mexico; Thomas Merlin, New Mexico Office of Historic Preservation, Santa Fe; and Bruce Craig, National Parks and Conservation Association, Washington, DC.

AUTHORIZATION—INTELLIGENCE

Select Committee on Intelligence: Committee resumed closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the intelligence community, receiving testimony from certain intelligence officials.

Hearings continue tommorrow.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4250–4261; and 2 resolutions, H.J. Res. 518, and H. Res. 413 were introduced.

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Late Reports: Committee on Government Operations received permission to have until 6 p.m. on Friday, March 25, to file reports on the following bills and investigations: H.R. 3932, Presidential Transitions Effectiveness Act; H.R. 3933, National Historical Publications and Records Commission Amendments of 1988; "Defense Subcontractors Gain Windfalls in Overpriced Noncompetitive Defense Contracts"; "Duplicative Threat Simulators Waste Millions and Compromise Testing of Vital Weapons"; "Ready Reserve Force Ship Management Controversy Risks National Security"; "FAA Regulations of Security at Major U.S. Airports"; "Eastern Air Lines and Orion Air: FAA Oversight"; "Barriers to Prenatal Care: Can the United States Do More With Less?"; and "Equal Access to Health Care: Patient Dumping".

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Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 12:24 p.m.

Committee Meetings

AGRICULTURAL PRODUCTION AND FOOD PROCESSING SYSTEMS

Committee on Agriculture: Subcommittee on Livestock, Dairy and Poultry held a hearing on H.R. 3735, to provide for a research program to examine and enhance agricultural production and food processing systems. Testimony was heard from Senator Bond; Lester M. Crawford, Administrator, Food and Safety Inspection Service, USDA; Frank E. Young, Commissioner, FDA, Department of Health and Human Services; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on SEC and on the Arms Control and Disarmament Agency. Testimony was heard from David Ruder, Chairman, SEC; and Maj. Gen. William F. Burns, Director, U.S. Arms Control and Disarmament Agency.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to receive a briefing on Arms Control. The Subcommittee was briefed by departmental witnesses.

The Subcommittee also met in executive session to hold a hearing on fiscal year 1987 Defense supplemental. Testimony was heard from Robert Helm, Assistant Secretary (Comptroller), Department of Defense.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Federal Energy Regulatory Commission. Testimony was heard from Martha O. Hesse, Chairman, Federal Energy Regulatory Commission, Department of Energy.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Agencies held a hearing on Middle East Regional. Testimony was heard from Richard W. Murphy, Assistant Secretary, Near Eastern and South Asian Affairs, Department of State.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Employment and Training Administration. Testimony was heard from Robert T. Jones, Acting Assistant Secretary, Employment and Training Administration, Department of Labor.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative continued appropriation hearings. Testimony was heard from public witnesses.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Economic Research Service, National Agricultural Statistics Service, and on World Agricultural Outlook Board. Testimony was heard from the following officials of the USDA: Ewen M. Wilson, Assistant Secretary, Economics; Charles E. Caudill, Administrator, National Agricultural Statistics Service; John E. Lee, Jr., Administrator, Economic Research Service; and James R. Donald, Chairperson, World Agricultural Outlook Board.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Urban Mass Transportation Administration. Testimony was heard from Alfred A. DelliBovi, Administrator, Urban Mass Transportation Administration, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on National Archives, Critical Materials Council, Administrative Conference of the U.S., and Advisory Committee on Intergovernmental Relations. Testimony was heard from Don W. Wilson, Archivist of the U.S., National Archives and Records Administration; Robert Dale Wilson, Executive Director, Critical Materials Council; Marshall J. Breger, Chairman, Administrative Conference of the U.S.; and Robert B. Hawkins, Jr., Chairman, Advisory Committee on Intergovernmental Relations.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities met in executive session and approved for full Committee action the military construction and civil defense portions of the fiscal year 1989 defense authorization.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation met in executive session and approved for full Committee action the manpower portion of the fiscal year 1989 defense authorization.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems met in executive session and approved for full Committee action the procurement portion of the fiscal year 1989 defense authorization.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness met in executive session and approved for full Committee action the operation and maintenance portion of the fiscal year 1989 defense authorization.

CONDUCT OF MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy continued hearings on the Federal Reserve's Conduct of Monetary Policy. Testimony was heard from public witnesses.

FEDERAL AND STATE WATER POLLUTION PROGRAMS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and Environment and the Subcommittee on Oceanography held a joint hearing on effectiveness of existing Federal and State Water Pollution programs in minimizing impacts of pollution on coastal resources. Testimony was heard from the following officials of the EPA: James R. Elder, Director, Office of Water Enforcement and Permits; and Tudor Davies, Director, Office of Marine and Estuarine Protection; William Eichbaum, Under Secretary, Executive Office of Environmental Affairs, State of Massachusetts; and public witnesses.

EXCELLENCE IN GOVERNMENT MANAGEMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 2882, Excellence in Government Management Act of 1987. Testimony was heard from Charles A. Bowsher, Comptroller General, GAO; Paul A. Volcker, former Chairman, Board of Governors, Federal Reserve System; and public witnesses.

OPERATION OF U.S. POSTAL SERVICE

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization concluded joint oversight hearings on the operation of the U.S. Postal Service. Testimony was heard from James C. Miller III, Director, Office of Management and Budget; and public witnesses.

NSF AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology concluded hearings on fiscal year 1989 NSF authorization. Testimony was heard from Fred W. Weingarten, Program Manager, Communications and Information Technologies, Office of Technology Assessment; Clifford E. Rhoades, Jr., Deputy Division Leader for Computational Physics, Lawrence Livermore National Laboratory, California; and public witnesses.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications continued hearings on NASA authorization. Testimony was heard from the following officials of NASA: Noel W. Hinners, Associate Deputy Administrator, (Institutions); and Robert O. Aller, Associate Administrator, Space Operations.

Hearings continue March 29.

DOE AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on Department of Energy authorization for fiscal years 1989, 1990 and 1991. Testimony was heard from Donna R. Fitzpatrick, Assistant Secretary, Conservation and Renewable Energy, Department of Energy; and public witnesses.

SIZE STANDARD ISSUES

Committee on Small Business: Concluded hearings on H.R. 2703, to amend the Small Business Act to include clothing and textile supplies in the industry categories to which the set-aside programs established under such act apply, and related size standard issues. Testimony was heard from public witnesses.

PAYMENT TO INCOMPETENT VETERANS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on the Inspector General's report on payment to incompetent veterans. Testimony was heard from the following officials of the VA: Renald P. Morani, Acting Inspector General; R.J. Vogel, Chief Benefits Director; and regional office officials.

NATIONAL FOREIGN INTELLIGENCE PROGRAM AND BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget met in executive session to continue hearings on fiscal year 1989 National Foreign Intelligence Program Budget. Testimony was heard from departmental witnesses.

Hearings continue March 29.

Joint Meeting

SALT RIVER PIMA-MARICOPA INDIAN—WATER RIGHTS

Joint Hearing: Senate Select Committee on Indian Affairs held joint hearings with the House Committee on Interior and Insular Affairs on S. 2153 and H.R. 4102, bills to provide for the settlement of the water rights claims of the Salt River Pima-Maricopa Indian Community in Maricopa County, Arizona, receiving testimony from James W. Ziglar, Assistant Secretary of the Interior for Water and Science; Gerald Anton, Alfretta Antone, Richard Wilks, and Phillip Shea, all of the Salt River Pima-Maricopa Indian Community, Maricopa, Arizona; Mayor Harry Mitchell, Tempe, Arizona; Mayor Al Brooks, Mesa, Arizona; Mayor Richard Dugan, Chandler, Arizona; Mayor James Farley, Gilbert, Arizona; Vice Mayor Mary Rose Wilcox, Phoenix, Arizona; Councilman Joe Falbo, Glendale, Arizona; Councilwoman Janet Marcus, Tucson, Arizona; John R. Lassen, Salt River Project, Phoenix, Arizona; Mark Dodson, Roosevelt Water Conservation District, Higley, Arizona; Burce Heiden, Roosevelt Irrigation District, Buckeye, Arizona; John Smith, Maricopa-Stanfield Irrigation District, Maricopa, Arizona; and C1L. Gould and Tom Choules, both of the Wellton Mohawk Irrigation and Drainage District, Wellton, Arizona.

Hearings were recessed subject to call.

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Friday, March 25, 1988

Senate

Chamber Action

Routine Proceedings, pages 5250–5328

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 2216–2218, and S.J. Res. 281.

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Measures Passed:

Reservation of Federal Lands in Nevada: Senate passed S. 1508, to withdraw and reserve for the Department of the Air Force certain Federal lands within Lincoln County, Nevada.

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Education Day U.S.A.: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 470, to designate March 29, 1988, as "Education Day U.S.A.," and the measure was then passed.

Page 5299

Transition to Democracy in Panama: By unanimous vote of 92 yeas (Vote No. 74), Senate agreed to S. Con. Res. 108, urging measures to hasten the transition to democracy in Panama.

Page 5259

Indefinitely Postponed: Senate indefinitely postponed the following measures:

Agreement for Nuclear Cooperation with Japan: S. Con. Res. 96, to express the sense of the Congress on the proposed revision of the United States agreement for nuclear cooperation with Japan.

Page 5299

High Risk Occupational Disease Notification and Prevention Act: Senate continued consideration of S. 79, to notify workers who are at risk of occupational disease in order to establish a system for identifying and preventing illness and death of such workers, with a modified committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows:

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Adopted:

Quayle Amendment No. 1819, to emphasize the importance of compliance with committee rules of procedure.

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Rejected:

(1) Helms Amendment No. 1815, to designate health and emergency care workers who are at risk of occupational exposure to the disease known as Acquired Immune Deficiency Syndrome (AIDS) or the virus known as HTLV-III or LAV virus as a population risk. (By 45 yeas to 33 nays (Vote No. 75), Senate tabled the amendment.)

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(2) Kennedy modified Amendment No. 1816 (to Amendment No. 1815), in the nature of a substitute, to authorize an emergency program to disseminate information to reduce workplace risk of transmission of Acquired Immune Deficiency Syndrome (AIDS). (Amendment fell when Amendment No. 1815 was tabled.)

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A motion was entered to close further debate on the modified committee amendment in the nature of a substitute, and, pursuant to the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Tuesday, March 29.

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Senate will continue consideration of the bill and amendments proposed thereto on Monday, March 28, with a cloture vote on the modified committee amendment in the nature of a substitute to occur at 12 noon, following the required quorum call.

Nominations Confirmed: Senate confirmed the following nominations:

Milton Frank, of California, to be Ambassador to the Kingdom of Nepal.

April C. Glaspie, of California, to be Ambassador to the Republic of Iraq.

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Statements on Introduced Bills: Page 5312

Amendments Submitted: Page 5316

Additional Cosponsors: Page 5314

Notice of Hearing: Page 5317

Authority for Committees: Page 5317

Additional Statements: Page 5318

Record Votes: Two record votes were taken today. (Total—75)

Pages 5268, 5284

Recess: Senate convened at 9:15 a.m., and recessed at 4:01 p.m., until 11 a.m., on Monday, March 28, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 5328.)

Committee Meetings

APPROPRIATIONS—ATOMIC ENERGY DEFENSE PROGRAMS

Committee on Appropriations: Subcommittee on Energy and Water Development held closed hearings on proposed budget estimates for fiscal year 1989 for atomic energy defense programs, including nuclear weapons research and development, testing, and production of new reactors, receiving testimony from Troy Wade, Acting Assistant Secretary of Energy for Defense Programs; and Robert E. Barker, Assistant Secretary of Defense for Atomic Energy.

Subcommittee will meet again on Monday, March 28.

APPROPRIATIONS—SECRET SERVICE/ NATIONAL ARCHIVES/ADMINISTRATIVE CONFERENCE

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from John R. Simpson, Director, U.S. Secret Service, Department of the Treasury; Donald W. Wilson, Archivist of the United States; Claudine J. Weiher, Deputy Archivist of the United States; and Marshall J. Breger, Chairman, Administrative Conference of the United States.

Subcommittee will meet again on Monday, March 28.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support resumed open and closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, receiving testimony from Gen. Louis C. Wagner, Jr., USA, Commander, U.S. Army Materiel Command; Gen. Alfred G. Hansen, USAF, Commander, U.S. Air Force Logistics Command; and Vice Adm. Stanley R. Arthur, USN, Deputy Chief of Naval Operations (Logistics), Office of the Chief of Naval Operations.

Subcommittee will meet again on Monday, March 28.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on the Air Force revised space launch program and policy, receiving testimony from Edward C. Aldridge, Jr., Secretary of the Air Force; Gen. Thomas Moorman, Director of Air Force, Space, and SDI Programs; and Dale D. Myers, Deputy Administrator, National Aeronautics and Space Administration.

Subcommittee will meet again on Thursday, March 31.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Frank DeGeorge, of Maryland, to be Inspector General, Robert H. Brumley II, of Virginia, to be General Counsel, and Marc G. Stanley, of Maryland, to be an Assistant Secretary, all of the Department of Commerce, after the nominees testified and answered questions in their own behalf. Mr. Stanley was introduced by Senator Weicker.

SINGLE-PREMIUM LIFE INSURANCE

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on the tax treatment of single-premium and other investment-oriented life insurance, receiving testimony from Dennis E. Ross, Deputy Assistant Secretary of the Treasury for Tax Policy; Richard S. Schweiker and Richard V. Minck, both of the American Council of Life Insurance, Washington, DC; Rhode Island State Senator William V. Irons, Rumford, and William Regan III, New York Life Insurance Company, San Francisco, California, both representing the National Association of Life Underwriters; Mark V. Heitz, American Investors Life Insurance Company, Inc., Topeka, Kansas, on behalf of the National Association of Life Companies; Barbara T. King and Kevin King, both of A.L. Williams Corporation, Duluth, Georgia; Robert G. Sharp, Keystone Provident Life Insurance Company, Boston, Massachusetts, on behalf of the Committee of Life Insurers; Gordon

N. Oakes, Jr., Monarch Capital Corporation, Springfield, Massachusetts; Albert J. Schiff, MONY Financial Services, New York, New York; and Donald C. Alexander, Caldwaiter, Wickersham, and Taft, Washington, DC.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Daniel G. Amstutz, of New York, for the rank of Ambassador during his tenure of service as chief Agricultural Negotiator in the Uruguay Round of Multilateral Trade Negotiations, after the nominee testified and answered questions in his own behalf.

AUTHORIZATIONS—OFFICE OF FEDERAL PROCUREMENT POLICY

Committee on Governmental Affairs: Subcommittee on Federal Spending, Budget, and Accounting concluded hearings on proposed legislation authorizing funds for the Office of Federal Procurement Policy, after receiving testimony from Charles Bowsher, Comptroller General, General Accounting Office; Robert B. Costello, Under Secretary of Defense for Acquisition; Robert Bedell, Administrator, Office of Federal Procurement Policy; Hugh Witt, Lester Fettig, Karen H. Williams, and Don Sowle, all former Administrators, Office of Federal Procurement Policy; Jean A. Caffiaux, Electronic Industries Association, Clarence Kipps, U.S. Chamber of Commerce, Robert Trimble, Martin Marrietta, Inc., and Stanley C. Dees, American Bar Association, all of Washington, DC; and M.R. Sullivan, Jr., American Subcontractor Association, Alexandria, Virginia.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Committee continued closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the intelligence community, receiving testimony from certain intelligence officials.

Hearings continue on Tuesday, March 29.

DRUG REACTIONS—THE ELDERLY

Special Committee on Aging: Committee held hearings to review health and cost concerns related to adverse drug reactions among the elderly, receiving testimony from Ann Little, Gray, Tennessee; Wilda Henry, Golden Gate, Florida; J.W. Colinger, Jr., Life Care Center Nursing Home, Erwin, Tennessee; Jerry Avorn, Harvard Medical School, Cambridge, Massachusetts; and William Simonson, Oregon State University, Corvallis.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, March 28.

Committee Meeting

TRADE AGREEMENT BETWEEN U.S. AND CANADA

Committee on Ways and Means: Subcommittee on Trade continued hearings on the U.S./Canada Free Trade Agreement. Testimony was heard from Representatives Dorgan of North Dakota and Wyden.

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Monday, March 28, 1988

Senate

Chamber Action

Routine Proceedings, pages 5360–5415

Measures Introduced: Two bills and two resolutions were introduced, as follows: S. 2219–2220, S. Con. Res. 110, and S. Res. 401.

Page 5399

Measures Passed:

James J. Howard Interstate Highway: Senate passed H.R. 4263, to designate the interstate Route I-195 in the State of New Jersey as the "James J. Howard Interstate Highway."

Page 5396

Correction of Enrollment: Senate agreed to S. Con. Res. 110, to correct enrollment of S. 854, entitled the "Nevada-Florida Land Exchange Authorization Act of 1988."

Page 5411

Death of Representative Howard: Senate agreed to S. Res. 401, expressing profound sorrow on the announcement of the death of the Honorable James J. Howard, late a Representative from the State of New Jersey.

Page 5412

Compact of Free Association: Senate passed S.J. Res. 231, to authorize the entry into force of the "Compact of Free Association" between the United States and the Government of Palau, after agreeing to a committee amendment in the nature of a substitute.

Page 5412

Indefinitely Postponed: Senate indefinitely postponed the following measure:

National Black American Inventors Day: H.J. Res. 377, to designate March 27, 1988, as "National Black American Inventors Day."

Page 5411

High Risk Occupational Disease Notification and Prevention Act: Senate continued consideration of S. 79, to notify workers who are at risk of occupational disease in order to establish a system for identifying and preventing illness and death of such workers, with a modified committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows:

Page 5363

Pending:

(1) Metzenbaum Amendment No. 1900, to authorize the emergency program to disseminate information to reduce workplace risk of transmission of Acquired Immune Deficiency Syndrome (AIDS). (By unanimous vote of 86 nays (Vote No. 78), Senate failed to table the amendment.)

Page 5368

(2) Cranston Amendment No. 1901 (to Amendment No. 1900), of a perfecting nature.

Page 5368

By 41 yeas to 44 nays (Vote No. 77), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate earlier failed to close further debate on the modified committee amendment in the nature of a substitute.

Page 5368

Senate will continue consideration of the bill and amendments proposed thereto on Tuesday, March 29.

Motion To Request Attendance:

By 68 yeas to 15 nays (Vote No. 76), Senate agreed to a motion to request the attendance of absent Senators.

Page 5367

Nominations Confirmed: Senate confirmed the following nominations:

T S Ary, of Oklahoma, to be Director of the Bureau of Mines.

C. Anson Franklin, of Virginia, to be an Assistant Secretary of Energy (Congressional, Intergovernmental and Public Affairs).

Ernest C. Baynard III, of Virginia, to be an Assistant Secretary of Energy (Environment, Safety and Health).

Page 5416

Nominations Received: Senate received the following nominations:

David C. O'Neal, of Illinois, to be Assistant Secretary of Labor for Mine Safety and Health.

Elaine L. Chao, of California, to be a Federal Maritime Commissioner.

Richard F. Hohlt, of Indiana, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Allie C. Felder, Jr., of the District of Columbia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Susan E. Alvarado, of Virginia, to be a Governor of the United States Postal Service.

Page 5415

Withdrawal of a Nomination: Senate was notified of the withdrawal of the following nomination:

Alfred C. Schmutzer, Jr., to be United States District Judge for the Eastern District of Tennessee.

Page 5416

Messages From the President: Senate received the following messages from the President of the United States:

Submitted the annual report pursuant to section 601(a) of the Nuclear Non-Proliferation Act of 1978 (Public Law 95-242, reviewing the activities of the United States Government departments and agencies during calendar year 1987 relating to preventing nuclear proliferation; which was referred to the Committee on Foreign Relations. (PM-125)

Page 5398

Messages From the President **Page 5398**

Messages From the House: **Page 5399**

Statements on Introduced Bills: **Page 5399**

Amendments Submitted: **Page 5401**

Additional Cosponsors: **Page 5400**

Authority for Committees: **Page 5402**

Notices of Hearings: **Page 5402**

Additional Statements: **Page 5403**

Quorum Calls: One quorum call was taken today. (Total—16)

Page 5367

Record Votes: Three record votes were taken today. (Total—78)

Pages 5368, 5395

Recess: Senate convened at 11 a.m., and as a further mark of respect to the memory of the late Representative James J. Howard, of New Jersey, in accordance with S. Res. 401, recessed at 5:14 p.m., until 9 a.m., on Tuesday, March 29, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 5415.)

Committee Meetings

APPROPRIATIONS—BONNEVILLE POWER ADMINISTRATION

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1989 for the Bonneville Power Administration, receiving testimony from James J. Jura, Administrator, Bonneville Power Administration.

Subcommittee will meet again on Monday, April 11.

APPROPRIATIONS—OFFICE OF SURFACE MINING/BUREAU OF MINES/PETROLEUM RESERVES

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Robert Gentile, Acting Director, Office of Surface Mining, and David C. Brown, Bureau of Mines, both of the Department of the Interior; and in behalf of funds for the Naval and Strategic Petroleum Reserves from J. Allen Wampler, Assistant Secretary of the Interior for Fossil Energy.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—OMB/FEDERAL PROCUREMENT POLICY

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from James C. Miller, Director, Office of Management and Budget; and Robert P. Bedell, Administrator, Office of Federal Procurement Policy.

Subcommittee will meet again on Friday, April 15.

INF TREATY

Committee on Armed Services: Committee concluded consideration of and agreed on recommendations for inclusion in the committee report on NATO defense and the Intermediate-Range Nuclear Forces (INF) Treaty.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support resumed open and closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on Army and Air Force ammunition programs, receiving testimony from Brig. Gen. Paul L. Greenberg, USA, Program Executive Officer for Ammunition, United States Army; Maj. Gen. Edward R. Bracken, USAF, Director of Logistics, Plans and Programs, United States Air Force; Angelo Catani, Committee of American Ammunition Manufacturers, East Alton, Illinois; Ken Bernhardt, General Defense Corporation, Lancaster, Pennsylvania; and Robert Mockenhaupt, Honeywell, Inc., Minneapolis, Minnesota.

Subcommittee will meet again on Thursday, March 31.

BUDGET RESOLUTION

Committee on the Budget: Committee began markup of a proposed concurrent resolution on the fiscal year 1989 budget for the Federal Government, but did not complete action thereon, and will meet again tomorrow.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Robert L. Pettit, of the District of Columbia, to be Associate Deputy Secretary of Transportation, and Edward R. Hamberger, of Maryland, to be an Assistant Secretary of Transportation, after the nominees testified and answered questions in their own behalf. Mr. Pettit was introduced by Senator Danforth, and Mr. Hamberger was introduced by Representative Shuster.

OFFICE OF CIVILIAN RADIOACTIVE WASTE MANAGEMENT—BUDGET

Committee on Energy and Natural Resources: Committee concluded hearings on the President's proposed budget request for fiscal year 1989 for the Department of Energy's Office of Civilian Radioactive Waste Management and plans to implement the amendments to the nuclear waste program enacted by P.L. 100–203 (Omnibus Budget Reconciliation Act, 1987), after receiving testimony from Charles E. Kay, Acting Director, Office of Civilian Radioactive Waste Management, Department of Energy; and Hugh L. Thompson, Jr., Director, Office of Nuclear Material Safety and Safeguards, Nuclear Regulatory Commission.

EXPIRING TAX PROVISIONS

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings to review certain tax provisions which have recently expired or will expire this year, focusing on the exempt treatment of mortgage revenue bonds and targeted jobs tax credit, receiving testimony from Senator Domenici; Representative Bilirakis; Dana L. Trier, Acting Tax Legislative Counsel, Department of the Treasury; M. Danny Wall, Chairman, and Lawrence J. White, Board Member, both of the Federal Home Loan Bank Board; David C. Cooke, Deputy to the Chairman, Federal Deposit Insurance Corporation; John H. Luke, Associate Director, Housing and Community Development, Richard L. Cooperstein, and James Ratzenberger, all of the General Accounting Office; Rodney R. Shinkawa, First Federal Savings and Loan Association of America, Honolulu, Hawaii, on behalf of the United States League of Savings Institutions; Carel Otte, Unocal Corporation, Los Angeles, California, on behalf of the Geothermal Resources Association; Elizabeth H. Mitchell, Maine State Housing Authority, Augusta, on behalf of the National Council of State Housing Agencies; Bernard L. Tetreault, Housing Opportunities Commission of Montgomery County, Montgomery County, Maryland, on behalf of the Association of Local Housing Finance Agencies; Mark E. Tipton, Raleigh, North Carolina, on behalf of the National Association of Home Builders; Colleen R. Brown, and Betsy Kindness, both of the Dayton Hudson Corporation (Teen-Mom), Minneapolis, Minnesota, on behalf of Targeted Jobs Tax Credit Coalition; Charles Stradford, on behalf of the National Restaurant Association, and Alec M. Schwartz, American Bar Association, both of Chicago, Illinois; and Jack Curran, Laborers' International Union of North America, Washington, DC.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee ordered the following nomination favorably reported:

Daniel G. Amstutz, of New York, for the rank of Ambassador during his tenure of service as Chief Agricultural Negotiator in the Uruguay Round of Multilateral Trade Negotiations.

INF TREATY

Committee on Foreign Relations: Committee resumed consideration of the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), but did not complete action thereon, and will meet again tomorrow.

VETERANS' ADMINISTRATION

Committee on Governmental Affairs: Committee concluded hearings on proposed legislation to elevate the Veterans' Administration to Cabinet status, after receiving testimony from Senator Simpson; Joseph R. Wright, Deputy Director, Office of Management and Budget; John Gronvall, Chief Medical Director, Frank Conrad, Director, Office of Quality Assurance, R.J. Vogel, Chief Benefits Director, Raymond Avent, Deputy Chief Benefits Director for Field Operations, and Grady Horton, Deputy Chief Benefits Director of Program Management, all of the Veterans' Administration; Roy Ash, former Chairman, President's Advisory Council on Government Reorganization; Arthur Flemming, former Secretary of Health, Education, and Welfare, and former Special Advisory to President Carter on Aging; and Dwight Marshall, Wilmington, Delaware, representing the Disabled American Veterans.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Bernard A. Friedman, to be United States District Judge for the Eastern District of Michigan, Emilio M. Garza, to be United States District Judge for the Western District of Texas, and Thomas S. Zilly, to be United States District Judge for the Western District of Washington, after the nominees testified and answered questions in their own behalf. Mr. Friedman was introduced by Senators Levin and Riegle, Mr. Garza was introduced by Senator Gramm, and Mr. Zilly, was introduced by Senators Adams and Evans.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 4262–4266; and 2 resolutions, H.J. Res. 519, and H. Res. 414 were introduced.

Page 5358

Bills Reported: Reports were filed as follows:

Report entitled "Failing the Test: Proficiency Standards Are Needed for Drug Testing Laboratories" (H. Rept. 100–527);

Report entitled "Defense Subcontractors Gain Windfalls in Overpriced Noncompetitive Defense Contracts" (H. Rept. 100–528);

Report entitled "Duplicative Threat Simulators Waste Millions and Compromise Testing of Vital Weapons" (H. Rept. 100–529);

Report entitled "Ready Reserve Force Ship Management Controversy Risks National Security" (H. Rept. 100–530);

Report entitled "Equal Access to Heath Care: Patient Dumping" (H. Rept 100–531);

H.R. 3932, to amend the Presidential Transition Act of 1963 to provide for a more orderly transfer of executive power in connection with the expiration of the term of office of a President, amended (H. Rept. 100–532);

H.R. 3933, to amend and extend the authorization for the National Historical Publications and Records Commission, amended (H. Rept. 100–533; foregoing reports filed on March 25); and

H.R. 1975, to protect cave resources on Federal lands, amended (H. Rept. 100–534).

Page 5357

Condolence Resolution: House agreed to H. Res. 414, expressing the condolences of the House on the death of Representative Howard. Subsequently, the Speaker appointed the following to serve as members of the Funeral Committee on the part of the House: Representatives Rodino, Wright, Michel, Foley, Coelho, Roe, Rinaldo, Florio, Hughes, Courter, Guarini, Dwyer of New Jersey, Roukema, Smith of New Jersey, Torricelli, Saxton, and Gallo.

Pages 5329, 5331

James J. Howard Highway: House passed H.R. 4263, to designate interstate route I-195 in the State of New Jersey as the "James J. Howard Interstate Highway".

Page 5330

Presidential Message—Nuclear Non-Proliferation: Read a message from the President wherein he transmits his annual report pursuant to section 601 of the Nuclear Non-Proliferation Act of 1978—referred to the Committee on Foreign Affairs.

Page 5332

Suspensions: House voted to suspend the rules and pass the following bills:

Child abduction remedies: H.R. 3971, amended, to establish procedures to implement the 1980 Hague convention on the Civil Aspects of International Child Abduction. Agreed to amend the title; and

Page 5332

Cave resources: H.R. 1975, amended, to protect cave resources on Federal lands.

Page 5345

Abandoned Shipwreck Act: House completed all debate on a motion to suspend the rules and pass S. 858, to establish the title of States in certain abandoned shipwrecks, on which a vote was postponed until Tuesday, March 29.

Page 5336

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 5356

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 2:30 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on FTC, National Endowment for Democracy, and Legal Services Corporation. Testimony was heard from Daniel Oliver, Chairman, FTC; Carl Gershman, President, National Endowment for Democracy; and John H. Bayly, Jr., President, Legal Services Corporation.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Army Command, Control and Communications. Testimony was heard from Maj. Gen. Robert D. Morgan, USA, Vice Director, Information Systems for Command, Control, Communications and Computers.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Department of Energy-Power Marketing Administration. Testimony was heard from the following officials of the Department of Energy: Donna R. Fitzpatrick, Assistant Secretary, Conservation and Renewable Energy: Robert J. Cross, Administrator, Alaska Power Administration; James J. Jura, Administrator, Bonneville Power Administration; Harry C. Geisinger, Administrator, Southeastern Power Administration; Ronald H. Wilkerson, Administrator, Southwestern Power Administration; and William H. Clagett, Administrator, Western Area Power Administration.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Bureau of Labor Statistics and Pension Benefit Guaranty Corporation. Testimony was heard from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor; and Kathleen P. Urgoff, Executive Director, Pension Benefit Guarantee Corporation.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Animal and Plant Health Inspection Service. Testimony was heard from the following officials of the USDA: Kenneth Gilles, Assistant Secretary, Marketing and Inspection Services; and James W. Glosser, Acting Administrator, Animal and Plant Health Inspection Service.

CLASSIFIED BRIEFING

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials met in executive session to receive a classified briefing on the military use of space as it relates to survivability of naval forces. The Subcommittee was briefed by the following officials of the Department of Defense: VAdm. James Hogg, Director, Naval Warfare; and Richard Haver, Deputy Director, Naval Intelligence.

ASBESTOS IN THE NATION'S SCHOOLS

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials held a hearing on H.R. 3893, to amend the provisions of the Toxic Substances Control Act relating to asbestos in the Nation's schools by providing adequate time for local educational agencies to submit asbestos management plans. Testimony was heard from Representative Oxley; John A. Moore, Assistant Administrator, Pesticides and Toxic Substances, EPA; and public witnesses.

U.S.-SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on United States-Soviet Relations: Changes in Soviet Society and Cultural Life. Testimony was heard from public witnesses.

COMMISSION OF PRIVATIZATION

Committee on Small Business: Subcommittee on Antitrust, Impact of Deregulation and Privatization held a hearing on the final report and recommendations of the President's Commission on Privatization. Testimony was heard from public witnesses.

CARIBBEAN BASIN ECONOMIC RECOVERY EXPANSION ACT

Committee on Ways and Means: Subcommittee on Trade held a hearing on H.R. 3101, Caribbean Basin Economic Recovery Expansion Act of 1987. Testimony was heard from public witnesses.

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Tuesday, March 29, 1988

Senate

Chamber Action

Routine Proceedings, pages 5433–5552

Measures Introduced: Ten bills and one resolution were introduced, as follows: S. 2221–2230, and S.J. Res. 282.

Page 5511

Measures Reported: Reports were made as follows:

S. 2223, to promote and protect taxpayer rights, and for other purposes. (S. Rept. No. 100–309)

H.R. 3097, to amend the Public Health Service Act, to revise and extend the program of assistance to organ procurement organizations, and for other purposes, with an amendment. (S. Rept. No. 100–310)

Page 5501

High Risk Occupational Disease Notification and Prevention Act: Senate continued consideration of S. 79, to notify workers who are at risk of occupational disease in order to establish a system for identifying and preventing illness and death of such workers, with a modified committee amendment in the nature of a substitute and additional amendments proposed thereto, as follows:

Page 5454

(1) Metzenbaum Amendment No. 1900 to authorize the emergency program to disseminate information to reduce workplace risk of transmission of Acquired Immune Deficiency Syndrome (AIDS).

(2) Cranston Amendment No. 1901 (to Amendment No. 1900), of a perfecting nature.

Page 5454

(3) Wallop Amendment No. 1906, to express the sense of the Senate that the Senate should have the assistance of the President in assessing SS–20 force levels.

Page 5434

By 42 yeas to 52 nays (Vote No. 79), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the modified committee amendment in the nature of a substitute.

Page 5463

S. 79 was subsequently returned to the calendar.

Uranium Revitalization, Tailings Reclamation and Enrichment Act: Senate began consideration of S. 2097, to provide for a viable domestic uranium industry, to establish a program to fund reclamation and other remedial actions with respect to mill tailings at active uranium and thorium sites, to establish a wholly-owned Government corporation to manage the Nation's uranium enrichment enterprise, operating as a continuing, commercial enterprise on a profitable and efficient basis, taking action on amendments proposed thereto, as follows:

Page 5965

Adopted:

(1) Johnston Amendment No. 1466, to alter the budgetary consequences of the United States Enrichment Corporation.

Page 5480

(2) Johnston Amendment No. 1467 (for Ford), to modify application of the bill to certain pending litigation.

Page 5480

(3) Johnston modified Amendment No. 1910, to clarify the capital structure of the United States Enrichment Corporation and expectations concerning returns paid to the Federal Government.

Pages 5480, 5481

(4) Johnston Amendment No. 1911, to eliminate the treatment of uranium enrichment facilities as "production facilities" under the Atomic Energy Act with respect to the import of such enrichment facilities into the United States.

Page 5483

(5) Metzenbaum Amendment No. 1912, to provide that the corporation shall recover from its customers in the prices and charges established, amounts that will be sufficient to pay for the costs of decommissioning and decontamination of the various property of the corporation.

Page 5487

Withdrawn:

Metzenbaum Amendment No. 1913, to prohibit the suspension or modification of the application of antitrust provisions applicable to any licensee of the Perry Nuclear Powerplant, Ohio.

Page 5489

Pending:

(1) Johnston modified Amendment No. 1465, to provide for a more viable domestic uranium industry.

Pages 5486, 5487

(2) Evans Amendment No. 1914 (to modified Amendment No. 1465, of a perfecting nature), to replace the domestic usage requirements with an investigation by the Secretary of Commerce on the impact of imports of uranium on national security under section 232 of the Trade Expansion Act of 1962.

Page 5494

A unanimous-consent agreement was reached providing for consideration of the bill and amendments proposed thereto.

Pages 5465, 5484

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, March 30.

Closed Session: During today's proceedings, Senate held a closed session.

Page 5452

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Treaty with Belgium on Mutual Legal Assistance in Criminal Matters (Treaty Doc. No. 100–16), transmitted to the Senate today by the President of the United States, and the treaty was considered as having been read the first time and was referred, with accompanying papers, to the Committee on Foreign Relations, and was ordered to be printed.

Page 5492

Messages From the President: Senate received the following message from the President of the United States:

Transmitting the 21st Annual Report of the United States-Japan Cooperative Medical Science Program for the period July 1986 to July 1987; which was referred to the Committee on Labor and Human Resources. (PM–126)

Page 5492

Nominations Received: Senate received the following nominations:

Randall R. Rader, of Virginia, to be a Judge of the United States Claims Court.

5 Army nominations in the rank of general.

Page 5552

Messages From the President: **Page 5500**

Messages From the House: **Page 5500**

Measures Referred: **Page 5501**

Measures Ordered Held at Desk: **Page 5501**

Measures Ordered Placed on Calendar: **Page 5501**

Statements on Introduced Bills: **Page 5511**

Amendments Submitted: **Page 5534**

Additional Cosponsors: **Page 5533**

Authority for Committees: **Page 5540**

Additional Statements: **Page 5540**

Record Votes: One record vote was taken today. (Total—79)

Page 5464

Adjournment: Senate convened at 9 a.m., and adjourned at 7:02 p.m., until 9:15 a.m., on Wednesday, March 30, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 5551.)

Committee Meetings

APPROPRIATIONS—FORCE STRUCTURE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1989 for the Department of Defense, focusing on force structure, receiving testimony from William H. Taft IV, Deputy Secretary of Defense; Maj. Gen. William Shaffner, USA, Assistant Deputy Chief of Staff, Force Development and Integration; Vice Adm. Henry Mustin, USN, Deputy Chief of Naval Operations, Plans, Policy and Operations; Maj. Gen. Carl Mundy, USMC, Deputy Chief of Staff, Plans, Policies and Operations; and Lt. Gen. Michael J. Dugan, USAF, Deputy Chief of Staff, Plans and Operations.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—NASA

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1989 for the National Aeronautics and Space Administration, receiving testimony from James Fletcher, Administrator, NASA.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—BUREAU OF INDIAN AFFAIRS

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for the Bureau of Indian Affairs, receiving testimony from Ross O. Swimmer, Assistant Secretary of the Interior for Indian Affairs.

Subcommittee will meet again tomorrow.

DEFENSE INDUSTRIAL BASE

Committee on Armed Services: Subcommittee on Defense Industry and Technology held hearings to review the Department of Defense policies and international agreements that affect the Defense Industrial Base, receiving testimony from Robert B. Costello, Under Secretary of Defense for Acquisition; Paul Freedenberg, Under Secretary of Commerce for Export Administration; and Stephen D. Bryen, Deputy Under Secretary of Defense for Trade Security Policy.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on the military medical system, receiving testimony from William Mayer, Assistant Secretary of Defense for Health Affairs; Lt. Gen. Quinn H. Becker, USA, Surgeon General of the Army; VADM James A. Zimble, Surgeon General of the Navy; and Lt. Gen. Murphy A. Chesney, USAF, Surgeon General of the Air Force.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered the following measures favorably reported:

S. 1989, to provide for various measures in connection with the Treaty on Fisheries Between the Governments of Certain Pacific Island States and the United States, with an amendment in the nature of a substitute;

S. 1988, to require vessels used to transport sewage sludge and the dredge material removed from and redeposited between any two points within the exclusive economic zone to be built in the United States, with an amendment in the nature of a substitute;

H.R. 1430, to award decorations and medals for individual acts or service in the United States Merchant Marine; and

The nominations of Joseph Trippe Nall, of North Carolina, to be a Member of the National Transportation Safety Board, William Evans, of California, to be Under Secretary of Commerce for Oceans and Atmosphere, Barbara McConnell Barrett, of Arizona, to be Deputy Administrator of the Federal Aviation Administration, Robert H. Brumley II, of Virginia, to be General Counsel of the Department of Commerce, Marc G. Stanley, of Maryland, to be Assistant Secretary of Commerce for Congressional and Intergovernmental Affairs, Frank DeGeorge, of Maryland, to be Inspector General, Department of Commerce, Robert L. Pettit, of the District of Columbia, to be Associate Deputy Secretary of Transportation, Edward R. Hamberger, of Maryland, to be Assistant Secretary of Transportation for Governmental Affairs, Rear Adm. Clyde E. Robbins as Commander, Pacific Area, United States Coast Guard, with the grade of vice admiral, nominations of officers of the United States Coast Guard to the upper half and lower half grades of rear admiral received by the Senate on December 18, 1987, routine Coast Guard nominations received by the Senate on March 14, 1988, and routine National Oceanic and Atmospheric Administration nominations received by the Senate on February 2, 1988.

ENERGY CONSERVATION STANDARDS

Committee on Energy and Natural Resources: Subcommittee on Regulation and Conservation held hearings on S. 2167, to provide for Federal energy conservation standards for fluorescent lamp ballasts, receiving testimony from Anthony J. Pucillo, MagneTek Universal Manufacturing Co., Paramus, New Jersey; and Richard Geissler, National Electrical Manufacturers Association, Howard Geller, American Council for an Energy-Efficient Economy, and Peter Miller, Natural Resources Defense Council, all of Washington, DC.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered the following measures favorably reported:

S. 1960, to designate a Federal building in Omaha, Nebraska, as the "Edward Zorinsky Federal Building";

S. 2100, to authorize programs for the conservation and development of water resource projects of the U.S. Army Corps of Engineers, with an amendment;

S. 2158, to amend the authority of the Corps of Engineers with respect to bank stabilization and shoreline erosion along the Missouri River;

S. 2186, to improve the efficiency and effectiveness of management of public buildings; with amendments;

An original bill authorizing funds for fiscal years 1988 and 1989 for the Nuclear Regulatory Commission; and

An original bill relating to the lease purchase authority of the General Services Administration for two Federal buildings in New York City at Foley Square.

INF TREATY

Committee on Foreign Relations: Committee continued open and closed consideration of the Treaty Between the United States and U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100-11), but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATIONS—NIH

Committee on Labor and Human Resources: Committee concluded hearings on S. 2222, authorizing funds for the National Institutes of Health, after receiving testimony from James Wyngaarden, Director, Steven A. Rosenberg, Chief of Surgery, National Cancer Institute, and Sue Hinshaw, National Center for Nursing Research, all of the National Institutes of Health, Department of Health and Human Services; Chase Peterson, University of Utah, Salt Lake City, representing the American Association of Universities, and the National Association of State Universities and Land Grant Colleges; David Satcher, Meharry University, Nashville, Tennessee; John Ultman, National Coalition for Cancer Research, Chicago, Illinois; Bruce Gans, Medical Rehabilitation Research, Tufts New England Medical Center, Medford, Massachusetts; Marlee Matlin, Deafness and Other Communication Disorders Research, Toluca Lake, California; and Bruce J. Gantz, University of Iowa, Iowa City.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Committee resumed closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the intelligence community, receiving testimony from certain intelligence community officials.

Hearings continue on tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 4267–4289; and 9 resolutions, H.J. Res. 520–522, and H. Res. 415–420 were introduced.

Page 5653

Reports Filed: Reports were filed as follows:

Report entitled "Eastern Air Lines and Orion Air: FAA Oversight" (H. Rept. 100–535);

Report entitled "FAA Regulation of Security at Major U.S. Airports" (H. Rept. 100–536);

Report entitled "Poor Management is Impeding the Food-for-Peace Program" (H. Rept. 100–537);

H. Res. 415, providing for the consideration of H.R. 3932, to amend the Presidential Transition Act of 1963 to provide for a more orderly transfer of executive power in connection with the expiration of the term of office of a President (H. Rept. 100–538);

H. Res. 416, providing for the consideration of H.R. 3933, to amend and extend the authorization for the National Historical Publications and Records Commission (H. Rept. 100-539); and

H. Res. 417, providing for the consideration of a joint resolution relating to Central America (H. Rept. 100-540).

Page 5653

Funeral Committee: Pursuant to the provisions of H. Res. 414, the Speaker appointed as additional members to the Funeral Committee of the late Representative Howard the following Members on the part of the House: Representatives Conte, Smith of Iowa, Udall, Annunzio, Ford of Michigan, Bevill, Hammerschmidt, Alexander, Anderson, Coughlin, Obey, Lehman of Florida, Moakley, Shuster, Boggs, Downey of New York, Early, Mineta, Nowak, Oberstar, Oakar, Panetta, Rahall, Vento, Watkins, Weiss, Stangeland, Fazio, Gingrich, Frank, McEwen, Molinari, Savage, Shaw, Carr, Kostmayer, Boehlert, Borski, Bosco, Coleman of Texas, Johnson of Connecticut, Kolter, Lipinski, Rowland of Georgia, Sundquist, Valentine, Wheat, Wise, Perkins, Gray of Illinois, Bentley, Kanjorski, Slaughter of New York, Visclosky, Ballenger, Hastert, Hayes of Louisiana, Inhofe, Lewis of Georgia, Skaggs, Upton, Clement, and de Lugo.

Page 5555

VA Health Care Programs: House agreed, with amendments, to the Senate amendments to H.R. 2616, to amend title 38, United States Code, to improve health-care programs of the Veterans' Administration—returning the measure to the Senate.

Page 5556

Age Discrimination Claims Assistance: House voted to suspend the rules and pass S. 2117, to extend the statute of limitations applicable to certain claims under the Age Discrimination in Employment Act of 1967 that were filed with the Equal Employment Opportunity Commission before the date of enactment of this Act—clearing the measure for the President.

Page 5605

Abandoned Shipwreck Act: By a yea-and-nay vote of 263 yeas to 139 nays, Roll No. 46 (two-thirds of those present not voting in favor), the House failed to suspend the rules and pass S. 858, to establish the title of States in certain abandoned shipwrecks. This bill was debated on Monday, March 28.

Page 5609

Presidential Message: Received and read a message from the President wherein he transmits the twenty-first annual report of the U.S.-Japan Cooperative Medical Science Program—referred to the Committee on Energy and Commerce.

Page 5610

Nevada Lands: House passed S. 1508, to withdraw and reserve for the Department of the Air Force certain Federal lands within Lincoln County, Nevada.

Page 5610

Agreed to the Vento amendment in the nature of a substitute.

Page 5611

Nevada Lands Withdrawal: House passed H.J. Res. 519, to continue the withdrawal of certain public lands in Nevada.

Page 5613

Nevada-Florida Land Exchange: House agreed to S. Con. Res. 110, requesting the President to return the enrolled bill S. 854, entitled the "Nevada-Florida Land Exchange Authorization Act of 1988"—clearing the measure.

Page 5614

Rehiring Former Air Traffic Controllers: House considered H.R. 3396, to provide for the rehiring of certain air traffic controllers. The vote on final passage on the measure was postponed until Wednesday, March 30.

Page 5617

H. Res. 360, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 5615

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 5648

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 5609. There were no quorum calls.

Adjournment: Met at 2:30 p.m. and adjourned at 7 p.m.

Committee Meetings

GROUND WATER QUALITY

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing to review ground water quality. Testimony was heard from public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Representation Allowances, Emergencies in the Diplomatic and Consular Service, Foreign Service Retirement and Disability Fund, American Institute in Taiwan, The Asia Foundation, and on Soviet-East European Research and Training. Testimony was heard from Roger Feldman, Comptroller, Department of State; and Marcus Franda, Washington Representative, The Asia Foundation.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Navy Research, Development, Test and Evaluation, Procurement of Weapons and Tracked Combat Vehicles, Army and on INF Reprogramming. Testimony was heard from the following officials of the Department of Defense: Thomas F. Faught, Jr., Assistant Secretary of the Navy (Research, Engineering and Systems); Maj. Gen. August M. Cianciolo, USA, Deputy for Systems Management, Office of the Assistant Secretary of the Army (Research, Development and Acquisition); and Robert Joseph, Deputy Assistant Secretary of Defense (Nuclear Forces and Arms Control Policy).

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on Federal Emergency Management Agency. Testimony was heard from Julius W. Becton, Jr., Director, Federal Emergency Management Agency.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations. Subcommittee on Interior held a hearing on Energy Conservation. Testimony was heard from Donna R. Fitzpatrick, Assistant Secretary, Conservation and Renewable Energy, Department of Energy.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations. Subcommittee on Labor-HHS-Education held a hearing on Mine Safety and Health Administration and Office of the Inspector General, Labor-Management Services Administration, Departmental Management and Veterans Employment and Training. Testimony was heard from the following officials of the Department of Labor: David C. O'Neal, Deputy Assistant Secretary, Mine Safety and Health Administration; J. Brian Hyland, Inspection General; Salvatore R. Martoche, Assistant Secretary, Office of Labor-Management Standards; and Thomas C. Komarek, Assistant Secretary, Administration and Management.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations. Subcommittee on Rural Development Agriculture and Related Agencies held a hearing on Commodity Futures Trading Commission. Testimony was heard from the following officials of the Commodity Futures Trading Commission: Wendy Lee Gramm, Chairman; Molly

Bayley, Executive Director; and Madge Bolinger, Budget Director.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations. Subcommittee on Treasury-Postal Service-General Government held a hearing on Merit Systems Protection Board, Office of Special Counsel, and on Federal Labor Relations Authority. Testimony was heard from Daniel R. Levinson, Chairman, Merit Systems Protection Board; Mary F. Wieseman, Special Counsel, Office of the Special Counsel; and Jerry L. Calhoun, Chairman, Federal Labor Relations Authority.

MISCELLANEOUS MEASURES

Committee on Armed Services: Ordered reported the following measures: H.R. 3724, amended, to prohibit any funds appropriated or otherwise available to the Department of Defense from being used to implement any sale of the AEGIS weapon system to Japan; H.R. 4155, to designate the Armed Forces Recreation Center at Fort DeRussy, HI, as the Dan Daniel Armed Forces Recreation Center, H.J. Res. 519, to continue the withdrawal of certain public lands in Nevada; and H.R. 4264, amended, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such Department for fiscal year 1989 to amend the National Defense Authorization Act for fiscal years 1988 and 1989

INF AND ARMS CONTROL

Committee on Foreign Affairs: Continued hearings on INF and Arms Control. Testimony was heard from Paul Nitze, Special Advisor to the President and the Secretary of State on Arms Control Matters, U.S. Arms Control and Disarmament Agency; and Max Kampelman, Head of Delegation, Negotiations on Nuclear and Space Arms, Counselor—Department of State.

RECENT TURMOIL IN THE WEST BANK AND GAZA STRIP

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on recent turmoil in the West Bank and Gaza Strip. Testimony was heard from the following officials of the Department of State: Richard Schifter, Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs; and Philip Wilcox, Jr., Deputy Assistant Secretary, Near Eastern and South Asian Affairs.

NARCOTICS CERTIFICATIONS

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs held a hearing on disapproving the 1988 certifications by the President with respect to the Bahamas, Bolivia, Paraguay, Peru, and Mexico under section 481(h) of the Foreign Assistance Act of 1961 pertaining to international narcotics control (H.J. Res. 491, 493, 495, 497, and 499). Testimony was heard from the following officials of the Department of State: Robert Gilbadt, Deputy Assistant Secretary, Inter-American Affairs; and Ann Wrobleski, Deputy Assistant Secretary, International Narcotics Matters; and public witnesses.

EEOC DELAYS IN PROCESSING AGE DISCRIMINATION CHARGES

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on EEOC delays in processing age discrimination charges. Testimony was heard from the following officials of the EEOC: Clarence Thomas, Chairman; R. Gaull Silberman, Vice Chairman; Joy Cherian, Tony Gallegos and Evan Kemp, all Commissioners; and Charles A. Shanor, General Counsel; and public witnesses.

MANAGEMENT OF THE STRATEGIC DEFENSE INITIATIVE

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on the management of the Strategic Defense Initiative. Testimony was heard from Harry R. Finley, Senior Associate Director, National Security and International Affairs Division, GAO; and from the following officials of the Department of Defense: Derek J. Vander Schaaf, Deputy Inspector General; and Lt. Gen. James A. Abrahamson, Director, Strategic Defense Initiative Organization.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources approved for full Committee action amended the following bills: H.R. 3977, to authorize appropriations for the Mining and Mineral Resources Research Institute Act for fiscal years 1990 through 1993; H.R. 2737, to direct the cooperation of certain Federal entities in the implementation of the Continental Scientific Drilling Program; and H.R. 2794, Geothermal Steam Act Amendments of 1987.

FEDERAL LAND POLICY AND MANAGEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 3593, to amend the Federal Land Policy and Management Act to improve the management of Federal lands affected by certain non-Federal projects. Testimony was heard from George Leonard, Associate Chief, Forest Service, USDA; Roland Robison, Deputy Director, Bureau of Land Management, Department of the Interior; Warren D. Noteware, Commissioner, Energy, Conservation and Development Commission, State of California; and public witnesses.

EVACUATION PLANS FOR MANNED FACILITIES ON THE OUTER CONTINENTAL SHELF

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf held a hearing on the Coast Guard's proposed rules on emergency evacuation plans for manned facilities on the Outer Continental Shelf. Testimony was heard from the following officials of the U.S. Coast Guard, Department of Transportation: Capt. James C. Card, Chief, Merchant Vessel Inspection and Document Division; and Comdr. George Speight, Chief, Offshore Activities Branch; and public witnesses.

SOVIET UNION DISRUPTION OF MAIL

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on the Soviet Union disruption of mail. Testimony was heard from the following officials of the U.S. Postal Service: William T. Johnstone, Assistant Postmaster General, Government Relations Department; and Michael J. Regan, Senior Advisor, International Postal Affairs Department; and public witnesses.

PRESIDENTIAL TRANSITIONS EFFECTIVENESS ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 3932, Presidential Transitions Effectiveness Act. Testimony was heard from Chairman Brooks and Representative Horton.

NATIONAL HISTORICAL PUBLICATIONS AND RECORDS COMMISSION AMENDMENTS

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 3933, National Historical Publications and Records Commission Amendments of 1988. Testimony was heard from Chairman Brooks and Representative Horton.

CENTRAL AMERICA

Committee on Rules: Granted a rule providing for consideration of a joint resolution relating to Central America in the House. Testimony was heard from Representatives Bonior and Pursell.

DOE BUDGET

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development continued hearings on the Department of Energy fiscal year 1989 budget, with emphasis on Energy R&D Programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space, Science and Applications continued hearings on NASA authorization, with emphasis on Commercial Space Program. Testimony was heard from James T. Rose, Assistant Administrator, Commercial Programs, NASA; Courtney A. Stadd, Director, Office of Commercial Space Transportation, Department of Transportation; Gregory Fawkes, Director, Office of Commercial Space Programs, Department of Commerce; and public witnesses.

Hearings continue tomorrow.

BIOTECHNOLOGY

Committee on Small Business: Subcommittee on Regulation and Business Opportunities held a hearing on Biotechnology, the huge backlog at the Patent Office, and its impact on Technology and Small Business. Testimony was heard from Donald J. Quigg, Assistant Secretary and Commissioner, Patents and Trademarks, Department of Commerce; and public witnesses.

LONG-TERM HEALTH CARE

Select Committee on Aging: Subcommittee on Health and Long-Term Care held a hearing on Long Term Health Care. Testimony was heard from public witnesses.

NATIONAL FOREIGN INTELLIGENCE PROGRAM AND BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget met in executive session to conclude hearings on the fiscal year 1989 National Foreign Intelligence Program Budget. Testimony was heard from departmental witnesses.

FOREIGN DRUG CORRUPTION AND CERTIFICATION

Select Committee on Narcotics Abuse and Control: Held a hearing on foreign drug corruption and certification process. Testimony was heard from the following officials of the Department of State: Elliott Abrams, Assistant Secretary, Inter-American Affairs; and Mark Dion, Deputy Assistant Secretary, International Narcotics Matters; John C. Lawn, Administrator, DEA, Department of Justice; and William von Raab, Commissioner, U.S. Customs Service, Department of the Treasury.

Joint Meetings

OMNIBUS TRADE AND COMPETITIVENESS ACT

Conferees continued to resolve the differences between the Senate- and House-passed trade and tariff laws and trade agreements provisions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987, but did not complete action thereon, and will meet again tomorrow.

OMNIBUS TRADE AND COMPETITIVENESS ACT

Conferees resolved the differences between the Senate- and House-passed education and labor (plant closing) provisions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987.

♦♦♦♦♦♦♦♦♦♦♦

Wednesday, March 30, 1988

Senate

Chamber Action

Routine Proceedings, pages 5688–5871

Measures Introduced: Six bills and three resolutions were introduced, as follows: S. 2231–2236, S. Res. 402, and S.J. Res. 283–284.

Page 5837

Measures Reported: Reports were made as follows:

S. Res. 377, to express the sense of the Senate regarding negotiations on a new long-term agreement on agricultural trade with the Soviet Union, with a preamble.

Page 5837

Measures Passed:

Release of Documents: Senate agreed to S. Res. 402, to authorize the release of documents by the Committee on Foreign Relations.

Page 5870

National Student-Athlete Day: Senate passed H.J. Res. 513, to designate April 6, 1988, as "National Student-Athlete Day".

Page 5870

Uranium Revitalization, Tailings Reclamation and Enrichment Act: By 62 yeas to 28 nays (Vote No. 81), Senate passed S. 2097, to provide for a viable domestic uranium industry, to establish a program to fund reclamation and other remedial actions with respect to mill tailings at active uranium and thorium sites, and to establish a wholly-owned Government corporation to manage the Nation's uranium enrichment enterprise, operating as a continuing, commercial enterprise on a profitable and efficient basis, after taking action on additional amendments proposed thereto, as follows:

Page 5690

Adopted:

Johnston modified Amendment No. 1465, to provide for a more viable domestic uranium industry.

Page 5714

Rejected:

Evans Amendment No. 1914 (to modified Amendment No. 1465), of a perfecting nature, to replace the domestic usage requirements with an investigation by the Secretary of Commerce on the impact of imports of uranium on national security under section 232 of the Trade Expansion Act of 1962. (By 47 yeas to 45 nays (Vote No. 80), Senate tabled the amendment.)

Page 5691

Financial Modernization Act—1988: By 94 yeas to 2 nays (Vote No. 82), Senate passed S. 1886, to modernize and reform the regulation of financial services, after agreeing to the committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Page 5730

Adopted:

(1) Dixon Amendment No. 1920, to rename the bill the "Proxmire Financial Modernization Act of 1988".

Page 5797

(2) Proxmire Amendment No. 1921, of a technical nature, as modified.

Page 5800

Withdrawn:

(1) Graham-Sanford Amendment No. 1915, to provide that a banking holding company may engage in insurance activities through a State bank located in another State if (a) both the State in which the bank is located and the State in which the bank holding company is located have entered into a reciprocal or regional interstate banking agreement, (b) the State in which the State bank is located expressly authorizes holding companies from States located in its regional compact to engage in insurance activities through its State banks, and (c) the insurance activities are limited to the State in which the State bank is located.

Page 5766

(2) Metzenbaum Amendment No. 1917, to provide access to check cashing services.

Page 5783

(3) Heinz Amendment No. 1918, to establish limitations on acquisitions by certain companies owning banks.

Page 5787

Child Abuse Prevention and Treatment Act—Conference Report: Senate agreed to the conference report on H.R. 1900, to amend the Child Abuse Prevention and Treatment Act, the Child

Abuse Prevention and Treatment and Adoption Reform Act of 1978, and the Family Violence Prevention and Services Act to extend through fiscal year 1991 the authorities established in such act.

Page 5866

Omnibus Veterans' Benefits and Services Act of 1987: Senate disagreed to the amendments of the House to the amendments of the Senate to H.R. 2616, to improve health-care programs of the Veterans' Administration, requested a conference with the House thereon, and appointed as conferees Senators Cranston, DeConcini, Matsunaga, Murkowski, and Simpson.

Page 5870

Nominations Received: Senate received the following nominations:

Karl S. Forester, to be United States District Judge for the Eastern District of Kentucky.

Simeon T. Lake III, to be United States District Judge for the Southern District of Texas.

Dennis M. Devaney, of Maryland, to be General Counsel of the Federal Labor Relations Authority.

Page 5871

Measures Indefinitely Postponed:

Garn-St Germain Depository Institutions Act: H.R. 431, to extend until February 1, 1988, the emergency acquisition and net worth guarantee provisions of the Garn-St Germain Depository Institutions Act of 1982.

Page 5870

Uranium Revitalization Tailings Reclamation and Enrichment Act of 1987: S. 1846, to provide for a viable domestic uranium industry, to establish a program to fund reclamation and other remedial actions with respect to mill tailings at active uranium and thorium sites, to establish a wholly owned Government corporation to manage the Nation's uranium enrichment enterprise, operating as a continuing, commercial enterprise on a profitable and efficient basis. **Page 5870**

Messages From the President: **Page 5836**

Messages From the House: **Page 5837**

Statements on Introduced Bills: **Page 5838**

Amendments Submitted: **Page 5851**

Additional Cosponsors: **Page 5849**

Authority for Committees: **Page 5858**

Notices of Hearings: **Page 5857**

Additional Statements: **Page 5858**

Record Votes: Three votes were taken today. (Total—82)

Pages 5714, 5718, 5810

Adjournment: Senate convened at 9:15 a.m., and adjourned at 8:05 p.m., until 10 a.m., on Thursday, March 31, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 5870.)

Committee Meetings

AGRICULTURE TRADE WITH U.S.S.R.

Committee on Agriculture, Nutrition, and Forestry: Committee ordered the following measure favorably reported:

S. Res. 377, to express the sense of the Senate regarding negotiations on a new long-term agreement on agricultural trade with the Soviet Union.

Also, the committee resumed consideration of S. 1516, Federal Insecticide, Fungicide and Rodenticide Act Reform of 1987, but did not complete action thereon, and recessed subject to call.

APPROPRIATIONS—REA

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Rural Electrification Administration, receiving testimony from Roland R. Vautour, Under Secretary for Small Community and Rural Development, Harold V. Hunter, Administrator, Rural Electrification Administration, Jack Van Mark, Deputy Administrator, Rural Electrification Administration, and Stephen B. Dewhurst, Budget Officer, all of the Department of Agriculture.

Subcommittee will meet again on Wednesday, April 13.

APPROPRIATIONS—LEGAL SERVICES

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary held hearings on proposed budget estimates for fiscal year 1989, for the Legal Services Corporation, receiving testimony from John H. Bayly, Jr., President, and Clark Durant, Chairman, Board of Directors, both of the Legal Services Corporation; and John J. Curtin, Jr., on behalf of the American Bar Association, Chicago, Illinois.

Subcommittee will meet again on Wednesday, April 20.

APPROPRIATIONS—AIR FORCE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1989 for the Department of Defense, focusing on Air Force programs, receiving testimony from Edward C. Aldridge, Jr., Secretary of the Air Force; and Gen. Larry D. Welch, USAF, Chief of Staff.

Subcommittee will meet again tomorrow.

MULTILATERAL INVESTMENTS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings to review multilateral development bank replenishment and policy issues, activities of the Multilateral Investment Guarantee Agency, and the International Monetary Fund quota increase, receiving testimony from James A. Baker III, Secretary of the Treasury.

Subcommittee will meet again on Tuesday, April 12.

APPROPRIATIONS—NASA

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on proposed budget estimates for fiscal year 1989 for the National Aeronautics and Space Administration, receiving testimony from James Fletcher, Administrator, NASA.

Subcommittee will meet again on Monday, April 11.

APPROPRIATIONS—SMITHSONIAN INSTITUTION/WILSON CENTER

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Robert McC. Adams, Secretary, Smithsonian Institution; and Pross Gifford, Acting Director, Woodrow Wilson International Center for Scholars.

Subcommittee will meet again tomorrow.

DEFENSE INDUSTRIAL BASE

Committee on Armed Services: Subcommittee on Defense Industry and Technology continued hearings to review the Department of Defense policies and international agreements that affect the Defense Industrial Base, receiving testimony from Thomas Murrin, Carnegie-Mellon University, Pittsburgh, Pennsylvania; Gen. Robert T. Marsh, USAF (Retired); Clyde Prestowitz, Carnegie Endowment for International Peace, Matt Schaffer, D.M. Schaffer Corporation, and William G. Phillips, National Council for Industrial Defense, all of Washington, DC; and Dennis M. Biety, on behalf of ABEX Aerospace, Boston, Massachusetts.

Subcommittee recessed subject to call.

BUDGET RESOLUTION

Committee on the Budget: Committee ordered the following measure favorably reported:

An original concurrent resolution on the budget setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal year 1989.

STRATOSPHERIC OZONE

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances held joint hearings with the Subcommittee on Environmental Protection to discuss the current status of knowledge concerning the Earth's protective ozone layer, receiving testimony from Senator Bumpers; Robert T. Watson, Office of Space Science and Applications, National Aeronautics and Space Administration; Fred Urbach, Temple University, Philadelphia, Pennsylvania; F. Sherwood Rowland, University of California, Irvine; Sayed El Sayed, Texas A&M University, College Station; Elwood P. Blanchard, E.I. du Pont de Nemours & Co., Wilmington, Delaware; Marilyn I. Montgomery, Allied Signal, Inc., Morristown, New Jersey; and David D. Doniger, Natural Resource Defense Council, Washington, DC.

Hearings were recessed subject to call.

INF TREATY

Committee on Foreign Relations: Committee ordered favorably reported the following treaty:

Treaty Between the United States and U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), with a condition.

CONTRACTING OUT—GOVERNMENT POLICIES

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office, and Civil Service concluded hearings on S. 909, to require government agencies to turn back to the Treasury any savings generated from contracting out, after receiving testimony from Senator Boren; Representative Skelton; Robert P. Bedell, Administrator, Office of Procurement Policy, Office of Management and Budget; Douglas Hansen, Director, Installation Services, Office of the Secretary of Defense; and Gary D. Engebretson, Contract Services Association, Washington, DC.

VOTER REGISTRATION STANDARDS

Committee on Rules and Administration: Committee held hearings on S. 2061, to establish national standards for voter registration for elections for Federal office, receiving testimony from Senators Cranston and McConnell; Kentucky Secretary of State Bremer Ehrler, Frankfort; Minnesota Secretary of State Joan Anderson Growe, St. Paul; Richard Rifkin, Office of the New York Attorney General, and Frances Fox Piven, City University of New York, both of New York, New York; Commissioner Kathleen Braaten, Richland County, North Dakota, Barney, on behalf of the National Association of Counties; Ernest R. Hawkins, Sacramento, California, representing the National Association of County Recorders and Clerks; and Arthur Flemming, Citizens Commission on Civil Rights, Washington, DC.

Hearings were recessed subject to call.

APPROPRIATIONS—INTELLIGENCE

Select Committee on Intelligence: Committee continued closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the intelligence community, receiving testimony from certain intelligence community officials.

Hearings continue tomorrow.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to discuss certain intelligence matters, but made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 36 public bills, H.R. 4290–4325; 3 private bills, H.R. 4326–4328; and 13 resolutions, H.J. Res. 523–528, H. Con. Res. 272–275, and H. Res. 422–423 were introduced.

Page 5947

Reports Filed: Reports were filed as follows:

Report entitled "From Back Wards to Back Streets: The Failure of the Federal Government in Providing Services for the Mentally Ill" (H. Rept. 100–541);

Report entitled "Here's the Beef: Underreporting of Injuries, OSHA's Policy of Exempting Companies from Programmed Inspections Based on Injury Records, and Unsafe Conditions in the Meatpacking Industry" (H. Rept. 100–542);

H. Res. 421, providing for the consideration of S. 858, to establish the title of States in certain abandoned shipwrecks (H. Rept. 100–543); and

Conference report on H.R. 1900, Child Abuse Prevention, Adoption, and Family Services Act of 1988 (H. Rept. 100–544).

Page 5947

Commissary-Exchange Privileges: House passed H.R. 4256, to provide temporary authority to certain employees of the Panama Canal Commission to purchase food and other goods at any commissary or exchange store located in Panama which is operated by any military department of the United States.

Page 5876

Late Report: Committee on Armed Services received permission to have until 5:00 p.m. on April 5 to file a report on H.R. 4264, Defense Authorization for fiscal year 1989.

Page 5879

Committee Funds: House agreed to H. Res 408, providing amounts from the contingent fund of the House for further expenses of investigations and studies by the Committee on the Judiciary in the second session of the One Hundredth Congress.

Page 5880

Agreed to the Gaydos amendment in the nature of a substitute.

Page 5880

Child Care Week: House passed and cleared for the President S.J. Res. 260, to designate the week beginning April 10, 1988, as "National Child Care Week".

Page 5881

John Muir Day: House passed and cleared for the President S.J. Res. 245, to designate April 21, 1988, as "John Muir Day".

Page 5882

Mining Awareness Week: House passed H.J. Res. 445, to designate the week beginning April 24, 1988, as "Mining Awareness Week".

Page 5883

Student-Athlete Awareness Day: House passed H.J. Res. 513, to designate April 6, 1988, as "National Student-Athlete Awareness Day".

Page 5883

Productivity Improvement Week: House passed and cleared for the President S.J. Res. 223, to designate the period commencing on April 10, 1988, and ending on April 16, 1988, as "National Productivity Awareness Week".

Page 5884

Dennis Chavez Day: House passed and cleared for the President S.J. Res. 206, to designate April 8, 1988, as "Dennis Chavez Day".

Page 5884

Historical Pubications and Records: By a yea-and-nay vote of 370 yeas to 42 nays, Roll No. 47, the House passed H.R. 3933, to amend and extend the authorization for the National Historical Publications and Records Commission.

Page 5887

Agreed to the committee amendment in the nature of a substitute.

Page 5889

H. Res. 416, the rule under which the bill was considered was agreed to earlier by a voice vote.

Page 5885

Presidential Transition Act: House agreed to H. Res. 415, providing for the consideration of and one hour of general debate on H.R. 3932, to amend the Presidential Transition Act of 1963 to provide for a more orderly transfer of executive power in connection with the expiration of the term of office of a President.

Page 5886

Late Reports: Committee on Government Operations received permission to have until noon on Friday, April 8 to file certain investigative reports.

Page 5890

Rehiring Former Air Traffic Controllers: By a yea-and-nay vote of 234 yeas to 180 nays, Roll No. 48, the House passed H.R. 3396, to provide for the rehiring of certain air traffic controllers. This bill was debated on Tuesday, March 29.

Page 5890

Central American Peace Assistance: By a yea-and-nay vote of 345 yeas to 70 nays, Roll No. 49, the House passed H.J. Res. 523, to provide assistance and support for peace, democracy, and reconciliation in Central America.

Page 5911

H. Res. 417, the rule under which the resolution was considered, was agreed to earlier by a voice vote.

Page 5891

District Work Period: House agreed to H. Con. Res. 272, providing for a conditional adjournment of the House and Senate until April 11, 1988.

Page 5915

Child Abuse Prevention: Objection was heard to a request for the consideration of the conference report on H.R. 1900, to amend the Child Abuse Prevention and Treatment Act, the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978, and the Family Violence Prevention and Services Act to extend through fiscal year 1991 the authorities established in such Acts.

Pages 5915, 5926

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 5889, 5890, 5913. There were no quorum calls.

Adjournment: Met at 2 p.m. and adjourned at 8:58 p.m.

Committee Meetings

PROPOSALS TO STIMULATE RURAL ECONOMIC DEVELOPMENT

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development continued hearings to review proposals to stimulate rural economic development. Testimony was heard from Representative Smith of Nebraska; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Department of State—Salaries and Expenses, Protection of Foreign Missions and Officials, and Acquisition and Maintenance of Buildings Abroad, and on International Organizations and Conferences. Testimony was heard from the following officials of the Department of State: Ronald I. Spiers, Under Secretary, Management; Robert E. Lamb, Assistant Secretary, Diplomatic Security; Richard C. Faulk, Acting Assistant Secretary, Administration; and Richard Williamson, Assistant Secretary, International Organizational Affairs.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Air Force, Research, Development, Test and Evaluation. Testimony was heard from the following officials of the Department of the Air Force: John J. Welch, Assistant Secretary of the Air Force (Acquisition); and Lt. Gen. George L. Monahan, Jr., USAF, Military Deputy for Acquisition.

The Subcommittee also held a hearing on Defense Agencies Operation and Maintenance. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Vincent M. Russo, USA, Director, Defense Logistics Agency; Barbara S. Pope, Deputy Assistant Secretary (Family Support, Education and Safety), Office of the Assistant Secretary (Force Management and Personnel); and Jordan E. Rizer, Director, Armed Forces Information Service.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the NRC and on the Department of Energy-Departmental Administration. Testimony was heard from the following officials of the NRC: Lando W. Zech, Chairman; and Thomas M. Roberts, Frederick M. Barnthal, Kenneth M. Carr and Kenneth C. Rogers, all Commissioners; and from the following officials of the Department of Energy: Lawrence F. Davenport, Assistant Secretary, Management and Administration; Eric J. Fygi, Acting General Counsel; Raymond G. Massie, Director, Office of Minority Economic Impact; C. Anson Franklin, Acting Assistant Secretary, Congressional, Intergovernmental, and Public Affairs, John C. Layton, Inspector General; David B. Waller, Assistant Secretary, International Affairs and Energy Emergencies; and Scott L. Campbell, Director, Office of Policy, Planning and Analysis.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Agencies held a hearing on the Philippines. Testimony was heard from Gaston J. Sigur, Assistant Secretary, East Asia and Pacific Affairs, Department of

State; and Richard L. Armitage, Assistant Secretary, International Security Affairs, Department of Defense.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies concluded hearings on Federal Emergency Management Agency. Testimony was heard from Julius W. Becton, Jr., Director, Federal Emergency Management Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Bureau of Mines. Testimony was heard from David F. Brown, Deputy Director, Bureau of Mines, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Department of Education-Compensatory Education for the Disadvantaged and Special Programs, and on the Impact Aid and Bilingual Education. Testimony was heard from the following officials of the Department of Education: Beryl Dorsett, Assistant Secretary, Elementary and Secondary Education; and Alicia Coro, Director, Office of Bilingual Education and Minority Language Affairs.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on European-NATO Construction (Base Rights and Burdensharing). Testimony was heard from the following officials of the Department of Defense: John H. Woodworth, Deputy Assistant Secretary, European and NATO Policy; and Gen. Thomas C. Richards, Deputy Commander and Chief, U.S. European Command.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on the Food and Drug Administration. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Frank E. Young, Commissioner, Food and Drug Administration; and Dr. Robert E. Windom, Assistant Secretary for Health.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Federal Highway Administration. Testimony was heard from Robert E. Farris, Deputy Administrator, Federal Highway Administration, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on Compensation of the President, Office of Administration, Special Assistance to the President, Unanticipated Needs, White House Office and on the Residence of the Vice President. Testimony was heard from Gordon G. Riggle, Deputy Assistant to the President for Management and Administration and Director, Office of Administration.

INDUSTRIAL AND CONTRACT POLICIES

Committee on Armed Services: Acquisition Policy Panel held a hearing on industrial and contract policies. Testimony was heard from public witnesses.

DEFENSE PRODUCTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 4037, Defense Production Act Amendments of 1988. Testimony was heard from the following officials of the Department of Defense: Robert B. Costello, Under Secretary for Acquisition; and Jack Katzen, Assistant Secretary, Production and Logistics; Paul K. Krueger, Assistant Associate Director, Office of Mobilization Preparedness, Federal Emergency Management Agency; and John A. Richards, Director, Office of Industrial Resources Administration, Department of Commerce.

Hearings continue tomorrow.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor Management Relations held an oversight hearing on collective bargaining under the National Labor Relations Act. Testimony was heard from Senator Mitchell; Representatives Brennan and Snowe; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Select Education held an oversight hearing on the report of the Commission on Deaf Education and the Office of Special Education Programs. Testimony was heard from the following officials of the Department of Education: Madeleine Will, Assistant Secretary, Special Education and Rehabilitation Services; and G. Thomas Bellamy, Director, Office of Special Education Programs; from the following officials of the Commission on Education of the Deaf: Frank Bowe, Chairman; and Bill Gainor, Commissioner; and public witnesses.

OIL PIPELINE DEREGULATION

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on the following bills: H.R. 2734, Oil Pipeline Regulatory Reform Act; and H.R. 1155, Trade Employment and Productivity Act of 1987. Testimony was heard from Charles F. Rule, Assistant Attorney General, Antitrust Division, Department of Justice; Charles Stalon, Commissioner, Federal Energy Regulatory Commission, Department of Energy; and public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on the cable television industry. Testimony was heard from public witnesses.

TO SUPPORT THE INF TREATY AND TO PROVIDE CONTINUED SECURITY FOR NATO

Committee on Foreign Affairs: Ordered reported amended a resolution to be introduced to support the INF Treaty and to provide for the continued security of NATO.

REVISION OF DIPLOMATIC PRIVILEGES AND IMMUNITIES ACT

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on H.R. 3036, Revision of Diplomatic Privileges and Immunities Act. Testimony was heard from the following officials of the Department of State: Selwa Roosevelt, Chief of Protocol; John Condayan, Acting Director, Office of Foreign Missions; Joan Donoghue, Office of the Legal Adviser, Diplomatic Law Section; and William M. McQuade, Bureau of International Organizations Affairs.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights concluded oversight hearings on Women in Non-Traditional Work. Testimony was heard from the following officials of the Department of Labor: James D. Van Erden, Director, Bureau of Apprenticeship and Training; and Jerry D. Blakemore, Director, Office of Federal Contract Compliance Programs.

IMMIGRATION REFORM AND CONTROL ACT; LEGALIZATION PROGRAM

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law held a hearing on the Immigration Reform and Control Act and on the following bills: H.R. 3816, to amend the Immigration and Nationality Act to extend for 1 year the application period under the legalization program; and H.R. 4222, to amend the Immigration and Nationality Act to extend for 6 months the application period under the legalization program. Testimony was heard from Alan C. Nelson, Commissioner, Immigration and Naturalization Service, Department of Justice; and public witnesses.

COLLECTION OF INTERSTATE SALES TAX

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on the following bills: H.R. 1242, Interstate Sales Tax Collection Act of 1987; H.R. 1891 and H.R. 3521, Equity in Interstate Competition Act of 1987. Testimony was heard from public witnesses.

REFORM OF THE OPERATING-DIFFERENTIAL SUBSIDY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine continued hearings on reform of the operating-differential subsidy program (H.R. 1088, H.R. 2462, H.R. 3297, H.R. 3537, and H.R. 3808). Testimony was heard from John A. Gaughan, Administrator, Maritime Administration, Department of Transportation; VAdm. Walter T. Piotti, Jr., USN Commander, Military Sealift Command, Department of the Navy; James E. Orlando, Director, Office of Transportation and International Services, Mail Processing Department, U.S. Postal Service; and a public witness.

ABANDONED SHIPWRECK ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on S. 858, Abandoned Shipwreck Act of 1987. Testimony was heard from Representatives Udall, Vento, Jones of North Carolina, Bennett and Shumway.

DOE BUDGET

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development concluded hearings on the Department of Energy fiscal year 1989 budget, with emphasis on General Science and Research and on Magnetic Fusion. Testimony was heard from James F. Decker, Acting Director, Office of Energy Research, Department of Energy; and public witnesses.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space, Science and Application continued hearings on NASA authorization, with emphasis on Commercially Developed Space Facility. Testimony was heard from Dale Myers, Deputy Administrator, NASA; and public witnesses.

Hearings continue tomorrow.

DEPARTMENT OF MEDICINE AND SURGERY COMPUTER ACTIVITIES

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on the Department of Medicine and Surgery Computer activities. Testimony was heard from the following representatives of the VA: David A. Cox, Associate Deputy Administrator for Management; Dr. John A. Gronvall, Chief Medical Director; and officials of VA Medical Centers and Central Office; and Jack Markowitz, Acting Director, Office of Information Resources, Indian Health Service, Department of Health and Human Services.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

INTELLIGENCE AUTHORIZATION BILL

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget met in executive session to begin markup of the Fiscal Year 1989 Intelligence Authorization bill.

POVERTY AND HUNGER IN HISPANIC AMERICA

Select Committee on Hunger: Held a hearing on Poverty and Hunger in Hispanic America. Testimony was heard from Representatives Bustamante and Richardson; John Bode, Assistant Secretary, Food and Consumer Services, USDA; Dr. Manning Feinleib, Director, National Center for Health Statistics, Centers for Disease Control, Department of Health and Human Services; and public witnesses.

Joint Meetings

BRIEFING

Joint Meeting: Senate Committee on Armed Services held a closed joint briefing with the House Committee on Armed Services on unauthorized appropriations, but made no announcements.

OMNIBUS TRADE AND COMPETITIVENESS ACT

Conferees resolved the differences between the Senate- and House-passed international financial policy provisions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987.

OMNIBUS TRADE AND COMPETITIVENESS ACT

Conferees continued to resolve the differences between the Senate- and House-passed trade and tariff laws and trade agreements provisions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987, but did not complete action thereon, and will meet again tomorrow.

OMNIBUS TRADE AND COMPETITIVENESS ACT

Conferees met to resolve the differences between the Senate- and House-passed investment, competitiveness, and Foreign Corrupt Practices Act (section 703 of the House bill ("Bryant amendment")) provisions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987, but did not complete action thereon, and recessed subject to call.

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Thursday, March 31, 1988

Senate

Chamber Action

Routine Proceedings, pages 6013–6217

Measures Introduced: Twenty-three bills and eleven resolutions were introduced, as follows: S. 2237–2259, S.J. Res. 285–289, S. Con. Res. 111–113, and S. Res. 403–405.

Page 6063

Measures Reported: Reports were made as follows:

S. 1960, to designate the Federal Building located at 215 17th Street, in Omaha, Nebraska, as the "Edward Zorinsky Federal Building."

S. Con. Res. 113, setting forth the congressional budget for the United States Government for the fiscal years 1989, 1990, and 1991 (together with additional and minority views). (S. Rept. No. 100–311)

Page 6062

Measures Passed:

Prescription Drug Marketing Act: Senate passed H.R. 1207, to amend the Federal Food, Drug, and Cosmetic Act, to ban the reimportation of drugs produced in the United States, to place restrictions on the distribution of drug samples, and to ban certain resales of drugs by hospitals and other health care entities.

Page 6208

Orphan Drug Amendments: Senate passed H.R. 3459, to amend the Federal Food, Drug, and Cosmetic Act, to revise the provisions respecting orphan drugs.

Page 6210

Agricultural Trade With the Soviet Union: Senate agreed to S. Res. 377, to express the sense of the Senate regarding negotiations on a new long-term agreement on agricultural trade with the Soviet Union.

Page 6213

Edward Zorinsky Federal Building: Senate passed S. 1960, to designate a Federal building in Omaha, Nebraska, as the "Edward Zorinsky Federal Building."

Page 6213

Withdrawal of Public Lands, Nevada: Senate passed H.J. Res. 519, to continue the withdrawal of certain public lands in Nevada.

Page 6214

Private Relief: Senate passed H.R. 2819, for the relief of Tracey McFarlane.

Page 6214

Authorizing Release of Records: Senate agreed to S. Res. 405, to authorize the conditional release of records by the Committee on Governmental Affairs to the Board of Contract Appeals, in Case No. GSBCA 9252–P, relating to the investigation of the Electronic Tandem Network telecommunications procurement.

Page 6214

Adjournment Resolution: Senate agreed to H. Con. Res. 272, providing for a conditional adjournment of the House and Senate until April 11, 1988.

Page 6020

Central American Peace Assistance: By 87 yeas to 7 nays (Vote No. 83), Senate passed H.J. Res. 523, to provide assistance and support for peace, democracy, and reconciliation in Central America.

Page 6020

Economic Sanctions Against Panama: By 92 yeas to 1 nay (Vote No. 84), Senate agreed to S. Res. 403, to urge the use of the International Emergency Economic Act against the Noriega Regime in Panama.

Page 6046

Employees of the Panama Canal Commission: Senate agreed to S. Con. Res. 111, to express the sense of the Congress regarding a temporary waiver of the prohibition on the United States from permitting certain employees of the Panama Canal Commission to purchase food and other necessities at commissary and exchange stores of the Department of Defense in the Republic of Panama.

Page 6048

Big Cyprus National Preserve Addition: Senate concurred in the amendments of the House to S. 90, to establish the Big Cyprus National Preserve addition in the State of Florida, with an amendment thereto, as follows:

Chiles Amendment No. 1925, to clarify the intent of the bill with respect to the continuation of traditional hunting and fishing opportunities within the addition.

Page 6050

Indefinitely Postponed: Senate indefinitely postponed the message from the House on S. 640, for the relief of the city of Dickinson, North Dakota.

Page 6214

Appointments:

American Folklife Center: The Presiding Officer, on behalf of the President pro tempore, pursuant to Public Law 94–201, appointed Dr. Johnnetta Cole, of Georgia, to the Board of Trustees of the American Folklife Center.

Page 6058

Authority to Sign: The Acting President pro tempore (Senator Matsunaga) was authorized to sign all duly enrolled bills and joint resolution during the adjournment until Monday, April 11.

Page 6215

Authority for Committees: The Committee on the Budget was authorized until 7 p.m., today, to file a report on S. Con. Res. 113, Congressional Budget Resolution, 1989.

Page 6216

Nominations Received: Senate received the following nominations:

Michael P.W. Stone, of California, to be Under Secretary of the Army.

Margaret P. Currin, to be United States Attorney for the Eastern District of North Carolina.

F. Clifton White, of Connecticut, to be a Member of the Advisory Board for Radio Broadcasting to Cuba.

Page 6217

Nominations Confirmed: Senate confirmed the following nominations:

Richard H. Melton, of Virginia, to be Ambassador to the Republic of Nicaragua.

Eugene J. McAlister, of Virginia, to be an Assistant Secretary of State.

Bill K. Perrin, of Texas, to be Ambassador to the Republic of Cyprus.

Kenneth M. Hoyt, of Texas, to be United States District Judge for the Southern District of Texas.

George M. Marovich, to be United States District Judge for the Northern District of Illinois.

Roger J. Marzulla, of California, to be an Assistant Attorney General.

Deborah J. Daniels, to be United States Attorney for the Southern District of Indiana.

Grover W. Garrison, to be United States Marshal for the Middle District of Louisiana.

Daniel G. Amstutz, of New York, for the rank of Ambassador during his tenure of service as Chief Agricultural Negotiator in the Uruguay Round of Multilateral Trade Negotiations.

Joseph T. Nall, of North Carolina, to be a Member of the National Transportation Safety Board.

Marc G. Stanley, of Maryland, to be an Assistant Secretary of Commerce.

William Evans, of California, to be Under Secretary of Commerce for Oceans and Atmosphere.

Robert H. Brumley II, of Virginia, to be General Counsel of the Department of Commerce.

Barbara McC. Barrett, of Arizona, to be Deputy Administrator of the Federal Aviation Administration.

Robert L. Pettit, of the District of Columbia, to be Associate Deputy Secretary of Transportation.

Edward R. Hamberger, of Maryland, to be an Assistant Secretary of Transportation.

11 Coast Guard nominations in the rank of admiral.

Routine lists of Coast Guard and National Oceanic and Atmospheric Administration nominations. **Page 6217**

Messages From the President: **Page 6062**

Messages From the House: **Page 6062**

Measures Referred: **Page 6062**

Statements on Introduced Bills: **Page 6064**

Amendments Submitted: **Page 6183**

Additional Cosponsors: **Page 6176**

Authority for Committees: **Page 6191**

Notices of Hearings: **Page 6190**

Additional Statements: **Page 6191**

Record Votes: Two record votes were taken today. (Total—84) **Pages 6046, 6048**

Adjournment: Senate convened at 10 a.m., and, in accordance with H. Con. Res. 272, adjourned at 4:58 p.m., until 11 a.m. on Monday, April 11, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 6216.)

Committee Meetings

APPROPRIATIONS—SDI

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1989 for the Department of Defense, focusing on the Strategic Defense Initiative program, receiving testimony from Lt. Gen. James Abrahamson, USAF, Director, Strategic Defense Initiative Organization.

Subcommittee will meet again on Thursday, April 14.

APPROPRIATIONS—DEPARTMENT OF THE INTERIOR

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from David B. Waller, Assistant Secretary of the Interior for International Affairs and Energy Emergencies; and Dallas Peck, Director, U.S. Geological Survey, Department of the Interior.

Subcommittee will meet again on Monday, April 11.

APPROPRIATIONS—FAA/GAO

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from T. Allan McArtor, Administrator, Federal Aviation Administration; and Kenneth Mead, Associate Director, and Daniel C. White, Deputy Director, both of the General Accounting Office.

Subcommittee will meet again on Thursday, April 14.

AUTHORIZATIONS—DEPARTMENT OF ENERGY

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Energy, focusing on atomic energy defense activities, receiving testimony from John S. Herrington, Secretary of Energy; Troy E. Wade III, Acting Assistant Secretary of Energy for Defense Programs; and Robert B. Barker, Assistant Secretary of Defense for Atomic Energy.

Subcommittee recessed subject to call.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support resumed open and closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on overseas base agreements and associated military construction programs, and on the GAO review of the administration of U.S. maneuver damage claims in Europe, receiving testimony from David G. Wigg, Deputy Assistant Secretary of Defense for Policy Analysis; Ambassador John A. Woodworth, Deputy Assistant Secretary of Defense for European and NATO Policy; Joseph E. Kelley. Associate Director, Donald Hunts, Evaluator in Charge, both of the General Accounting Office; Maj. Gen. William K. Suter, USA, Assistant Judge

Advocate General, United States Army; Col. Thomas P. DeBerry, Commander, United States Army Claims Service, Europe; Gary Flora, Associate Director for Assistant Deputy Chief of Air Force Staff for Logistics, Engineers, and Services; Col. Carl Franklin, Deputy Director of Bases and Units Division, Office of the Deputy Chief of Air Force Staff for Programs and Resources; and Raymond Murphy, Atlantic Liaison Division Director, Naval Facilities Engineering Command.

Hearings were recessed subject to call.

OCTOBER MARKET BREAK

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to discuss initiatives to strengthen financial markets in response to the events of last October, receiving testimony from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; David S. Ruder, Chairman, U.S. Securities and Exchange Commission; and Wendy Gramm, Chairman, Commodity Futures Trading Commission.

Hearings were recessed subject to call.

GROSS INCOME TAX GAP ESTIMATES

Committee on the Budget: Committee concluded hearings to discuss estimates by the Internal Revenue Service of the size, scope and composition of the income tax gap, after receiving testimony from Lawrence B. Gibbs, Commissioner, Internal Revenue Service, Department of the Treasury; Jennie S. Stathis, Associate Director, General Government Division, United States General Accounting Office; and Donald C. Alexander and Jerome Kurtz, both former Commissioners, Internal Revenue Service.

HEARING AID COMPATIBILITY ACT

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 314, to require all telephones sold, rented, or distributed in the United States to be hearing aid compatible, after receiving testimony from Gerald Brock, Chief, Common Carrier Bureau, Federal Communications Commission; Peter H. Bennett, Electronic Industries Association, and Karen Peltz Strauss, Gallaudet University, both of Washington, DC; David Saks, Organization for the Use of the Telephone, Owings Mills, Maryland; and Freeman Robinson, GTE Consumer Communications Products Corporation, Stamford, Connecticut.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Robert E. Farris, of Tennessee, to be Administrator of the Federal Highway Administration, Department of Transportation, after the nominee testified and answered questions in his own behalf.

ANTITRUST ENFORCEMENT

Committee on the Judiciary: Subcommittee on Antitrust, Monopolies and Business Rights resumed hearings on S. 1407, to expand and strengthen remedies in antitrust cases, and to improve antitrust enforcement, and sections 201 through 217 of S. 635, to protect intellectual property rights, receiving testimony from Charles F. Rule, Assistant Attorney General, Antitrust Division, Department of Justice; Daniel Oliver, Chairman, Federal Trade Commission; John D. Ong, B.F. Goodrich Company, on behalf of the Business Roundtable, Akron, Ohio; John Satagaj, Small Business Legislative Council, James F. Rill, American Bar Association, and Jonathan W. Cuneo, Committee to Support the Antitrust Laws, all of Washington, DC.

Hearings were recessed subject to call.

CORPORATION FOR SMALL BUSINESS INVESTMENT

Committee on Small Business: Committee concluded hearings on S. 1929, to provide for the transfer of the Small Business Investment Company and Section 301(d) of the Minority Enterprise Small Business Investment Company programs to a newly created Corporation for Small Business Investment, after receiving testimony from James Abdnor, Administrator, Small Business Administration; Charles O. Sethness, Associate Secretary of the Treasury for Domestic Affairs; Donald Greene, National Association of Investment Companies, Thomas H. Stanton, Wellford, Wegman, and Hoff, and James E. Murray, Brown and Wood, all of Washington, DC; and David B. Jones, InterVen Partners, Los Angeles, California, on behalf of the National Association of Small Business Investment Companies.

APPROPRIATIONS—INTELLIGENCE

Select Committee on Intelligence: Committee continued closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the intelligence community, receiving testimony from certain intelligence community officials.

Hearings continue on Tuesday, April 12.

House of Representatives

Chamber Action

Bills Introduced: 26 public bills, H.R. 4329–4354; 2 private bills, H.R. 4355 and 4356; and 4 resolutions, H.J. Res. 529 and 530, H. Con. Res. 276, and H. Res. 424 were introduced.

Page 6009

Bills Reported: Reports were filed as follows:

H.R. 1385; 1864; 2682; 2889; 3185; 3347; 3388; 3439; 3606; 3625; 3941; and 4099; all private bills (H. Repts. 100–545 through 100–556, respectively);

H.R. 3146, to clarify certain restrictions on distribution of advertisements and other information concerning lotteries and similar activities, amended (H. Rept. 100–557);

H.R. 3997, to amend the Ethics in Government Act to extend the authorization of appropriations for the Office of Government Ethics for six years, amended (H. Rept. 100–558);

H.R. 2711, amended; a private bill (H. Rept. 100–559); and

H.R. 1834, to amend the Fair Labor Standards Act of 1938 to restore the minimum wage to a fair and equitable rate, amended (H. Rept. 100–560).

Page 6009

Recesses: It was made in order for the Speaker to declare recesses today subject to the call of the Chair; and

Page 5979

It was made in order for the Speaker to declare a recess on Thursday, April 28, for the purpose of a ceremony honoring Mrs. Lyndon B. Johnson.

Page 5980

Resignations—Appointments: Notwithstanding any adjournment of the House until Monday, April 11, the Speaker was authorized to accept resignations, and appoint commissions, boards, and committees authorized by law or by the House.

Page 5980

Committee to Sit: Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule.

Page 5982

Presidential Transition Act: By a yea-and-nay vote of 374 yeas to 15 nays, Roll No. 51, the House passed H.R. 3932, to amend the Presidential Transition Act of 1963 to provide for a more orderly transition of executive power in connection with the expiration of the term of office of a President.

Page 5984

Agreed to the committee amendment in the nature of a substitute.

Page 5989

Agreed to:

The Brooks technical amendment; and

Page 5987

The Walker amendment that prohibits the use of private funds for any of the transition purposes authorized under the Presidential Transition Act (agreed to by a recorded vote of 203 ayes to 187 noes, Roll No. 50, after having been rejected earlier by a division vote of 4 ayes to 5 noes).

Page 5988

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 5988, 5990. There were no quorum calls.

Adjournment: Met at 11 a.m. and, pursuant to the provisions of H. Con. Res. 272, adjourned at 1:50 p.m. until noon on Monday, April 11.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on International Boundary and Water Commission, International Boundary Commission, International Joint Commission, International Fisheries Commission, Fishermen's Guaranty Fund, and on U.S. Bilateral Science and Technology Agreements. Testimony was heard from Narendra N. Gunaji, U.S. Commissioner, International Boundary and Water Commission; Clyde R. Moore, U.S. Deputy Commissioner, International Boundary Commission; Robert C. McEwen, Chairman, U.S. Section, International Joint Commission; and Richard J. Smith, Principal Deputy Assistant Secretary, Oceans and International Environmental and Scientific Affairs, Department of State.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Intelligence Programs, Airborne Reconnaissance Support Program, and Classified Air Force Programs. Testimony was heard from Edward C. Aldridge, Jr., Secretary of the Air Force, Department of Defense.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Appalachian Regional Commission. Testimony was heard from the following officials of the Appalachian Regional Commission: Winifred A. Pizzano, Federal Co-Chairman; and Carroll A. Campbell, Jr., Governor, South Carolina, States' Co-Chairman.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Indian Affairs. Testimony was heard from Ross O. Swimmer, Assistant Secretary, Indian Affairs, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on educational Research and Statistics, and Libraries. Testimony was heard from Chester E. Finn, Jr., Assistant Secretary, Educational Research and Improvement, Department of Education.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on Joint Committee on Printing and GAO. Testimony was heard from Representative Annunzio; and Charles A. Bowsher, Comptroller General, GAO.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Amtrak. Testimony was heard from John H. Riley, Administrator, Federal Railroad Administration, Department of Transportation; and W. Grahman Claytor, Jr., President and Chief Executive Officer, National Railroad Passenger Corporation (Amtrak).

DEFENSE PRODUCTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization concluded hearings in H.R. 4037, Defense Production Act Amendments of 1988. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Energy and Power held an oversight hearing on demand-side bidding in electricity. Testimony was heard from public witnesses.

ISSUES AFFECTING STAFF RECRUITMENT AND RETENTION AT NIH

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the issues affecting staff recruitment and retention at NIH. Testimony was heard from the following officials of the Department of Health and Human Services: Otis R. Bowen, Secretary; Dr. James B. Wyngaarden, Director, NIH; Thomas R. Burke, Chief of Staff; Thomas McFee, Assistant Secretary, Personnel Administration; and Dr. Robert E. Windom, Assistant Secretary for Health.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on the arbitration of broker/client disputes. Testimony was heard from public witnesses.

FEDERAL ANTIDRUG ABUSE POLICIES

Committee on Government Operations: Subcommittee Government Information, Justice and Agriculture held a hearing on Federal Antidrug Abuse Policies, 1988. Testimony was heard from the following officials of the Department of the Treasury: Francis A. Keating, II, Assistant Secretary, Enforcement and Acting Chairman, Law Enforcement Coordinating Group, National Drug Policy Board; and William von Raab, Commissioner, U.S. Customs Service; and Adm. Paul Yost, Commandant, U.S. Coast Guard, Department of Transportation.

DOD'S FOREIGN MILITARY SALES PROGRAM

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on DOD's Foreign Military Sales program. Testimony was heard from Frederick D. Wolf, Director Accounting and Financial Management Division, GAO; and from the following officials of the Department of Defense: Derek J. Vander Schaaf, Deputy Inspector General; Robert W. Helm, Assistant Secretary (Comptroller); and Lt. Gen. Charles W. Brown, Director, Defense Security Assistance Agency.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended the following bills: H.R. 2641, National Trails System Improvement Act of 1987; and H.R. 3869, to amend the act providing for the establishment of the Tuskegee University National Historic Site, AL, to authorize an exchange of properties between the United States and Tuskegee University.

LEGALIZATION PROGRAM: GENOCIDE CONVENTION IMPLMENTATION

Committee on the Judiciary: Ordered reported the following bills: H.R. 4222, amended to amend the Immigration and Nationality Act to extend for 6 months the application period under the legalization program; and H.R. 4243, Genocide Convention Implementation Act of 1988.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing of Affirmative Action and Equal Employment Efforts of the FBI. Testimony was heard from public witnesses.

LEGALIZATION PROGRAM

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law approved for full Committee action H.R. 4222, to amend the Immigration and Nationality Act to extend for 6 months the application period under the legalization program.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and Environment held an oversight hearing on how proposed oil development in the Arctic National Refuge relates to the national energy policy. Testimony was heard from Senator Evans; Scott L. Campbell, Director, Office of Policy, Planning and Analysis, Department of Energy.

OFFICE OF GOVERNMENT ETHICS REAUTHORIZATION

Committee on Post Office and Civil Service: Subcommittee on Human Resources held a hearing on reauthorization of the Office of Government Ethics. Testimony was heard from Frank Q. Nebeker, Director, Office of Government Ethics, Office of Personnel Management.

BUY AMERICA

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the Buy America provisions of the Surface Transportation Assistance Act of 1982 and subsequent legislation. Testimony was heard from Representative Gaydos; Robert E. Farris, Acting Administration, Federal Highway Administrator, Department of Transportation; and public witnesses.

DOE AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Department of Energy fiscal year 1989 authorization, with emphasis on environmental programs. Testimony was heard from the following officials of the Department of Energy: Gary Gibbs, Deputy Assistant Secretary, Environmental Safety and Health; and John Ahearne, Chairman, Advisory Committee on Nuclear Facility Safety; Keith Fultz, Associate Director, Resources, Community and Economic Development, GAO; and public witnesses.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space, Science and Applications concluded hearings on NASA authorization, with emphasis on Solid Rocket Motor Acquisition Plan. Testimony was heard from Adm. Richard H. Truly, Associate Administrator, Office of Space Flight, NASA.

CIVIL PENALTY PROVISIONS CONTAINED IN THE INTERNAL REVENUE CODE

Committee on Ways and Means: Subcommittee on Oversight held a hearing to review the civil penalty provisions contained in the Internal Revenue Code. Testimony was heard from the following officials of the Department of the Treasury: Dennis E. Ross, Deputy Assistant Secretary (Tax Policy); and Lawrence B. Gibbs, Jr., Commissioner, IRS; Samuel B. Sterrett, Chief Judge, U.S. Tax Court; Johnny Finch, Deputy Director, General Government Division, GAO; and public witnesses.

FOSTER CARE INDEPENDENT LIVING INITIATIVES

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on extension of authority for the Foster Care Independent Living Initiatives. Testimony was heard from Representative Matsui; Dodie Borup, Commissioner, Administration for Children, Youth and Families, Office of Human Development Services, Department of Health and Human Services; and public witnesses.

Joint Meetings

ELEMENTARY AND SECONDARY EDUCATION IMPROVEMENT ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5, to improve elementary and secondary education.

OMNIBUS TRADE AND COMPETITIVENESS ACT

Conferees resolved the differences between the Senate- and House-passed export control provisions (licensing issues, oil export, and Toshiba) of H.R. 3, Omnibus Trade and Competitiveness Act.

OMNIBUS TRADE AND COMPETITIVENESS ACT

Conferees agreed to disagree on the differences between the Senate- and House-passed Foreign Corrupt Practices Act (section 703 of the House bill (Bryant amendment)) provisions of H.R. 3, Omnibus Trade and Competitiveness Act of 1987.

Monday, April 11, 1988

Senate

Chamber Action

Routine Proceedings, pages 6272–6325

Measures Introduced: Ten bills and three resolutions were introduced, as follows: S. 2260–2269, S.J. Res. 290, and S. Res. 406–407.

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Measures Reported: Reports were made as follows:

Special report entitled "NATO Defense and the INF Treaty Committee on Armed Services," together with additional, supplemental, and minority views. (S. Rept. No. 100–312.)

S. 2100, to authorize the United States Army Corps of Engineers to construct various projects for improvements to rivers and harbors of the United States, and for other purposes, with amendments. (S. Rept. No. 100–313)

Page 6297

Measures Passed

Congratulating University of Kansas: Senate agreed to S. Res. 406, congratulating the University of Kansas on winning the NCAA Basketball Championship.

Page 6275

Directing Senate Legal Counsel: Senate agreed to S. Res. 407, to direct the Senate Legal Counsel to represent committees, Members, officers, and employees of the Senate in the case of *United States* v. *Poindexter, et al.,* Cr. No. 88–80, pending in the United States District Court for the District of Columbia.

Page 6294

Congressional Budget Resolution for 1989: Senate began consideration of S. Con. Res. 113, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991:

Page 6287

By unanimous vote of 83 yeas (Vote No. 85), Senate earlier agreed to a motion to proceed to the consideration of the concurrent resolution.

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Senate will continue consideration of the concurrent resolution on Tuesday, April 12.

Messages From the House: **Page 6296**

Measures Referred: **Page 6296**

Communications: **Page 6296**

Statements on Introduced Bills: **Page 6297**

Additional Cosponsors: **Page 6307**

Authority for Committees: **Page 6309**

Notices of Hearings: **Page 6309**

Additional Statements: **Page 6309**

Record Votes: One record vote was taken today. (Total—85)

Page 6279

Recess: Senate convened at 11 a.m., and recessed at 3:25 p.m., until 11 a.m., on Tuesday, April 12, 1988.

Committee Meetings

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1989 for energy and water development programs, receiving testimony from Senators Hatch, Heflin, and Shelby.

Hearings continue tomorrow.

APPROPRIATIONS—U.S. FOREST SERVICE

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the U.S. Forest Service, receiving testimony from F. Dale Robertson, Chief, U.S. Forest Service, and George S. Dunlop, Assistant Secretary for Natural Resources and Environment, both of the Department of the Interior.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on the balanced technology initiative and NATO cooperative research and development programs, receiving testimony from Robert C. Duncan, Director of Defense Research and Engineering, Department of Defense; and Dennis E. Kloske, Special Advisor to the Deputy Secretary of Defense for Armaments.

Hearings were recessed subject to call.

BANK HOLDING/DIVERSIFIED FINANCIAL HOLDING COMPANIES

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on proposed legislation to limit certain owners of banks grandfathered under the Competitive Equality Banking Act of 1987 from acquiring an equity ownership in entities not engaged in financial services, after receiving testimony from Charles R. Pullin, Koppers Company, Inc., Pittsburgh, Pennsylvania; Harry L. Freeman, American Express Corporation, New York, New York; and Brian C. Beazer, Beazer PLC, Bath, England.

STATUS OF ORGANIZED CRIME

Committee on Governmental Affairs: Permanent Subcommittee on Investigations began hearings on the status of organized crime and the effectiveness of law enforcement, focusing on labor racketeering, narcotics trafficking and other crime groups, receiving testimony from William S. Sessions, Director, Oliver B. Revell, Executive Assistant Director of Investigations, and Anthony E. Daniels, Deputy Assistant Director, Criminal Investigations Division, all of the Federal Bureau of Investigations, and John C. Keeney, Acting Assistant Attorney General, and David Margolis, Chief, and Paul Coffey, Deputy Chief, both of the Organized Crime and Racketeering Section, Criminal Division, all of the Department of Justice; David C. Williams, Director, Office of Special Investigations, Donald J. Wheeler, Assistant to the Director, Office of Special Investigations, and Thomas Ciehanski, Special Agent, all of the General Accounting Office; and Tommaso Buscetta, Palermo, Sicily.

Hearings continue on Friday, April 15.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 4357; and 1 resolution, H. Res. 425 were introduced.

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Bills Reported: Reports were filed as follows:

Report entitled "Disease-Specific Health Claims on Food Labels: An Unhealthy Idea" (H. Rept. 100–561, filed on April 4);

Report entitled "Operation Alliance: Drug Interdiction on the Southwest Border" (H. Rept. 100–562);

H.R. 4264, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such Department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989, amended (H. Rept. 100–563, foregoing filed on April 5); and

H.R. 3724, to prohibit any funds appropriated or otherwise available to the Department of Defense from being used to implement any sale of the AEGIS weapon system to Japan, amended (H. Rept. 100–564).

Page 6343

Interparliamentary Union: The Speaker appointed the following Members on the part of the House to the delegation to attend the conference of the Interparliamentary Union to be held in Guatemala City, Guatemala, on April 11 through April 16, 1988: Representatives Pepper, Hamilton, Brown of California, Bates, and Hyde.

Page 6326

Referral: One Senate-passed amendment was refered to the appropriate House committee.

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Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:39 p.m.

Committee Meetings

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Education for the Handicapped; Rehabilitation Services and Handicapped Research. Testimony was heard from Madeleine C. Will, Assistant Secretary, Special Education and Rehabilitative Services, Department of Health and Human Services.

SCIENTIFIC FRAUD AND MISCONDUCT

Committee on Government Operations: Subcommittee on Human Resources and Individual Rights held a hearing on Scientific Fraud and Misconduct and the Federal Response. Testimony was heard from the following officials of NIH, Department of Health and Human Services: Dr. Katherine Bick, Deputy Director, Extramural Research; Dr. Ned Feder and Walter Stewart; and public witnesses.

Joint Meeting

EMPLOYMENT IN THE YEAR 2000

Joint Economic Committee: Subcommittee on Investment, Jobs, and Prices held hearings to examine current national policies on education, employment and training and their effectiveness in the future, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor; Bernard Anderson, Urban Affairs Partnership, Philadelphia, Pennsylvania; and Calvin George, National Committee for Full Employment, Robert Lawrence, Brookings Institution, and Stuart K. Tucker, Overseas Development Council, all of Washington, DC.

Hearings continue tomorrow.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDREDTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 25 through March 31, 1988

	Senate	*House*	*Total*
Days in session	37	36	..
Time in session	285 hrs., 35′	124 hrs., 31′	..
Congressional Record:			
Pages of proceedings	3,692	1,410	5,102
Extensions of Remarks	..	..	970
Public bills enacted into law	24	10	34
Private bills enacted into law	..	..	..
Bills in conference	6	8	..
Measures passed, total	117	97	214
Senate bills	27	10	..
House bills	13	24	..
Senate joint resolutions	37	23	..
House joint resolutions	6	10	..
Senate concurrent resolutions	11	3	..
House concurrent resolutions	3	7	..
Simple resolutions	20	20	..
Measures reported, total	*94	*49	143
Senate bills	24	3	..
House bills	6	29	..
Senate joint resolutions	38	2	..
House joint resolutions	..	1	..
Senate concurrent resolutions	4	..	..
House concurrent resolutions	..	1	..
Simple resolutions	22	13	..
Special reports	1	11	..
Conference reports	..	1	..
Measures pending on calendar	71	69	..
Measures introduced, total	381	460	841
Bills	262	345	..
Joint resolutions	50	34	..
Concurrent resolutions	17	9	..
Simple resolutions	52	72	..
Quorum calls	16	2	..
Yea-and-nay votes	84	38	..
Recorded votes	..	11	..
Bills vetoed	1	0	1
Vetoes overridden	2	2	..

* These figures include all measures reported, even if there was no accompanying report. A total of 37 reports have been filed in the Senate, a total of 61 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through March 31, 1988

Civilian nominations, totaling 213 (including 112 nominations carried over from the first session), disposed of as follows:

Confirmed	70
Unconfirmed	141
Withdrawn	2

Civilian nominations (lists), totaling 132 (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	130
Unconfirmed	2

Air Force nominations, totaling 6,533 (including 2,955 nominations carried over from the first session), disposed of as follows:

Confirmed	6,378
Unconfirmed	155

Army nominations, totaling 5,803 (including 2,361 nominations carried over from the first session), disposed of as follows:

Confirmed	2,583
Unconfirmed	3,220

Navy nominations, totaling 4,764 (including 46 nominations carried over from the first session), disposed of as follows:

Confirmed	218
Unconfirmed	4,546

Marine Corps nominations, totaling 52 (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	48
Unconfirmed	4

Summary

Total nominations carried over from the first session	5,494
Total nominations received this session	12,003
Total confirmed	9,427
Total unconfirmed	8,068
Total withdrawn	2

Tuesday, April 12, 1988

Senate

Chamber Action

Routine Proceedings, pages 6384–6487

Measures Introduced: Seven bills and eight resolutions were introduced, as follows: S. 2270–2276, S. Res. 408–410, S.J. Res. 291–294, and S. Con. Res. 114.

Page 6445

Measures Reported: Reports were made as follows:

S.J. Res. 285, to express the sense of the Congress that Haiti falls under the definition of "major drug-transit country" as stated in section 481(i)(5) of the Foreign Assistance Act of 1961, and therefore should be subject to the certification process mandated by section 481(h) of that Act.

S.J. Res. 292, disapproving the certification by the President under section 481(h) of the Foreign Assistance Act of 1961, with respect to the Bahamas.

S. 492, to amend the National Labor Relations Act to increase the stability of collective bargaining in the building and construction industry, with an amendment in the nature of a substitute. (S. Rept. No. 100314).

Page 6444

Measures Passed:

Convention on the Civil Aspects of International Child Abduction: Senate passed H.R. 3971, to establish procedures to implement the Convention on the Civil Aspects of International Child Abduction, done at the Hague on October 25, 1980, with a Byrd (for Dixon) Amendment No. 1932, to modify the provision relating to the jurisdiction of the courts.

Page 6482

Directing Senate Legal Counsel: Senate agreed to S. Res. 410, to direct the Senate Legal Counsel to represent the Secretary of the Senate and any other Senate employee in the case of *Avirgan* v. *Hull* (S.D. Fla.)

Page 6486

Congressional Budget Resolution for 1989: Senate continued consideration of S. Con. Res. 113, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991, taking action on amendments proposed thereto, as follows:

Pages 6387, 6394

Adopted:

By 85 yeas to 8 nays (Vote No. 86), Symms Amendment No. 1929 (to Amendment No. 1928), of a perfecting nature.

Page 6416

Pending:

(1) Chiles Amendment No. 1928, to express the sense of the Congress that the Congress should enact legislation that makes the definition of the deficit exclude the surplus (or deficit) from the Social Security trust fund for all purposes, and that would within five years eliminate the deficit when calculated to exclude the surplus (or deficit) from the Social Security trust fund.

Page 6395

(2) Stevens Amendment No. 1931 (to Amendment No. 1928), to express the sense of the Congress that the Federal Postal Service should be removed from the Federal budget.

Page 6422

Senate will continue consideration of the concurrent resolution on Wednesday, April 13.

Nominations Received: Senate received the following nominations:

4 Air Force nominations in the rank of general.
8 Army nominations in the rank of general.
4 Navy nominations in the rank of admiral.
Routine list of Foreign Service nominations.

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Messages From the President: **Page 6441**

Petitions and Memorials: **Page 6443**

Communications: **Page 6442**

Statements on Introduced Bills: **Page 6445**

Amendments Submitted: **Page 6471**

Additional Cosponsors: **Page 6467**

Authority for Committees: **Page 6473**

Notices of Hearings: **Page 6473**

Additional Statements: **Page 6474**

Record Votes: One record vote was taken today. (Total—86)

Page 6421

Recess: Senate convened at 11 a.m., and recessed at 7:53 p.m., until 9:30 a.m., on Wednesday, April 13, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 6486.)

Committee Meetings

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1989 for energy and water development programs, receiving testimony from Senators Metzenbaum, Bond, Danforth, McCain, Pryor, Breaux, and Armstrong; Representatives Rhodes and Brooks; and Arizona Governor Rose Mofford, Phoenix.

Hearings continue on Thursday, April 14.

MULTILATERAL ECONOMIC ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1989 for multilateral economic assistance programs, focusing on funds for the Inter-American Development Bank, Asian Development Bank and Fund, and African Development Bank and Fund, receiving testimony from David Malpass, Deputy Assistant Secretary of the Treasury for Developing Nations.

Subcommittee will meet again on Thursday, April 14.

APPROPRIATIONS—EPA/CEQ

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Lee M. Thomas, Administrator, Environmental Protection Agency; and A. Alan Hill, Chairman, Council on Environmental Quality.

Subcommittee will meet again on Monday, April 18.

APPROPRIATIONS—ENERGY CONSERVATION RESEARCH AND DEVELOPMENT

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for energy conservation research and development programs of the Department of Energy, receiving testimony from Donna R. Fitzpatrick, Assistant Secretary of Energy for Conservation and Renewable Energy.

Subcommittee will meet again on Thursday, April 14.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Projection Forces and Regional Defense held hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on strategic mobility issues, receiving testimony from John Gaughan, Administrator, Maritime Administration, Department of Transportation; Gen. Duane Cassidy, USAF, Commander in Chief, U.S. Transportation Command; and Vice Adm. Stanley Arthur, USN, Deputy Chief of Naval Operations (Logistics).

Subcommittee will meet again on Thursday, April 14.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, receiving testimony in open and closed sessions on the chemical weapons modernization and demilitarization programs from Thomas Welch, Deputy to the Assistant to the Secretary of Defense for Atomic Energy; Capt. Larry Pfitzenmaier, USN, Program Manager, BIGEYE Chemical Bomb; Col. Robert Orton, USA, Program Manager, Binary Weapons; Dee Ritchee, Directorate of Operational Test and Evaluation, Department of Defense; John W. Shannon, Assistant Secretary of the Army for Installations and Logistics; and Brig. Gen. David Nydam, USA, Program Manager, Chemical Demilitarization; and in open session on the civil defense program from Julius W. Becton, Jr., Director, and Grant Peterson, Associate Director, State and Local Programs, both of the Federal Emergency Management Agency; and Craig Alderman, Jr., Deputy Under Secretary of Defense for Policy.

Subcommittee will meet again on Friday, April 15.

NATIONAL HOUSING TASK FORCE

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs held oversight hearings to review a recent report of the National Housing Task Force entitled "A Decent Place to Live", receiving testimony from James W. Rouse and David Maxwell, both of the National Housing Task Force; John M. Teutsch, Compu-Fund/Network Funding Corp., Seattle, Washington, on behalf of the Mortgage Bankers Association; Dale Stuard, National Association of Homebuilders, Washington, DC; Nestor R. Weigand, Jr., Wichita, Kansas, on behalf of the National Association of Realtors; William A. Simpson, Republic Mortgage Insurance Co., Winston-Salem, North Carolina, on behalf of the Mortgage Insurance Companies of America; and Leonard Shane, Mercury Savings and Loan Association, Huntington Beach, California, on behalf of the U.S. League of Savings Institutions.

Hearings continue on Thursday, April 14.

SUPERCONDUCTING SUPER COLLIDER

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development concluded oversight hearings on the President's proposed budget request for fiscal year 1989 for the Department of Energy, focusing on the Superconducting Super Collider and the basic science budget, after receiving testimony from James F. Decker, Acting Director, Office of Energy Research, Department of Energy; Leon Lederman, FERMI National

Accelerator Laboratory, Batvia, Illinois; Michael Fishner, University of Maryland, College Park; William F. Brinkman, AT&T Bell Laboratory, Murray Hill, New Jersey; and Andrew M. Sessler, Lawrence Berkeley Laboratory, and Stanley Wojcicki, and Chris Quigg, both of the SSC Central Design Group, all of Berkeley, California.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Finance: Committee resumed hearings on the U.S.-Canada Free Trade Agreement signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada, receiving testimony from Jack Sheinkman, and Arthur Gondersheim, both of the Amalgamated Clothing and Textile Workers Union, AFL-CIO, New York, New York; Max Turnipseed, The Ethyl Corporation, Richmond, Virginia, on behalf of the Office of the Chemical Industry Trade Advisor; Carl F. Schwensen, National Association of Wheat Growers, and R.M. Cooperman, Independent Zinc Alloyers Association, both of Washington, DC; and Benjamin Y. Cooper, Printing Industries of America, Inc., Arlington, Virginia.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered the following measures favorably reported:

An original joint resolution (S.J. Res. 292) to disapprove the certification by the President with respect to the Bahamas, in lieu of S.J. Res. 279; and

S.J. Res. 285, to identify Haiti as a major drug-transit country.

Also, the committee failed to order reported S.J. Res. 268, to disapprove the certification by the President with respect to Mexico.

ETHICS IN GOVERNMENT ACT

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held hearings on proposed legislation authorizing funds for the Office of Government Ethics, and to review the operation of the Federal Government's public integrity program, receiving testimony from John C. Keeney, Acting Assistant Attorney General, and Joe Gangloff, Trial Attorney, Public Integrity Section, both of the Criminal Division, Department of Justice; Archibald Cox and Ann McBride, both of Common Cause, Marshall J. Breger and Jeffrey Lubbers, both of the Administrative Conference of the United States, and James D. Carroll, The Brookings Institution, all of Washington, DC; Lloyd N. Cutler, John F. Kennedy School of Government, Harvard University, Cambridge, Massachusetts; Michael Josephson, Josephson Institute for the Advancement of Ethics, Los Angeles, California; and Robert N. Roberts, James Madison University, Harrisonburg, Virginia.

Hearings continue tomorrow.

HEAD INJURED PERSONS

Committee on Labor and Human Resources: Subcommittee on the Handicapped concluded hearings on the education and rehabilitation of persons with head injuries, after receiving testimony from Larry Marshall, University of California, San Diego; Sarah and James Brady, Washington, DC, Gerald Bush, Brandeis University, Waltham, Massachusetts, and Charles Haynes, Houston, Texas, all on behalf of the National Head Injury Foundation; Cynthia Mulvey, East Haven, Connecticut; Howard Katz, Mississippi Methodist Rehabilitation Center, Jackson; and Walter Verduyn, Covenant Medical Center, Waterloo, Iowa.

PREFERRED SURETY BOND GUARANTEE PROGRAM

Committee on Small Business: Committee held hearings on S. 2259, to encourage expanded participation in the Small Business Administration Surety Bond Guarantee Program by standard surety companies, receiving testimony from Edwin T. Holloway, Associate Administrator for Finance and Investment, Robert G. Lineberry, Deputy Associate Administrator for Investment, and Howard F. Huegel, Director, Office of Surety Guarantees, all of the Small Business Administration; Edward W. Bowen, Jr., Cornerstone Financial Group, Atlanta, Georgia, representing the National Association of Minority Contractors; M.R. Sullivan, Sullivan Mechanical Contractors, Shenandoah, Virginia, representing the American Subcontractors Association; Lloyd Provost, The Surety Association of America, Iselin, New Jersey, representing the American Insurance Association; John J. Curtin, Jr., Cambridge, Massachusetts, representing the National Association of Surety Bond Producers; and Elaine Stevens, Transamerica Premier Insurance Company, Orange, California, representing the American Surety Association.

Hearings were recessed subject to call.

NAVAJO-HOPI RELOCATION PROGRAM

Select Committee on Indian Affairs: Committee concluded hearings on S. 1236, to authorize funds for fiscal year 1988 for housing relocation under the Navajo-Hopi Relocation Program, after receiving testimony from Ross O. Swimmer, Assistant Secretary of the Interior for Indian Affairs; Hawley Atkinson, Ralph A. Watkins, Jr., and Sandra Massetto, all of the Navajo-Hopi Indian Relocation Commission, Flagstaff, Arizona; Ivan Sidney, Hopi Indian Tribe, Kykotsmovi, Arizona; and Peter MacDonald, Navajo Tribe, Window Rock, Arizona.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Committee concluded closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the intelligence community, after receiving testimony from certain intelligence community officials.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 4358–4362; 1 private bill, H.R. 4363; and 6 resolutions, H.J. Res. 531–534, H. Con. Res. 277, and H. Res. 426 were introduced.

Page 6381

Bill Reported: One report was filed as follows: H.R. 3617, for the relief of the Coushatta Tribe of Louisiana (H. Rept. 100–565).

Page 6381

VA Health Care Programs: House insisted on its amendments to the Senate amendments to H.R. 2616, to amend title 38, United States Code, to improve health-care programs of the Veterans' Administration; and agreed to a conference. Appointed as conferees: Representatives Montgomery, Applegate, Kaptur, Rowland of Georgia, Solomon, and Hammerschmidt.

Page 6356

Suspensions: House voted to suspend the rules and pass the following bills:

Dan Daniel Recreation Center: H.R. 4155, to designate the Armed Forces Recreation Center at Fort DeRussy, Hawaii, as the "Dan Daniel Armed Forces Recreation Center"; and

Page 6359

Independent Safety Board authorizations: H.R. 11, amended, to amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1987, 1988, and 1989. Agreed to amend the title. Subsequently, this passage was vacated and S. 623, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as amended. Agreed to amend the title of the Senate bill.

Page 6361

Child Abuse Prevention: House agreed to the conference report on H.R. 1900, to amend the Child Abuse Prevention and Treatment Act, the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978, and the Family Violence Prevention and Services Act to extend the authorities established in such Acts—clearing the measure for the President.

Page 6364

Big Cypress Preserve Addition: House cleared for the President S. 90, to establish the Big Cypress National Preserve Addition in the State of Florida; by agreeing to the Senate amendments to the House amendments thereto.

Page 6369

Eating Disorders Awareness Week: House passed H.J. Res. 272, designating the week of April 24, 1988, through April 30, 1988, as "National Eating Disorders Awareness Week".

Page 6372

Crime Victims Week: House passed and cleared for the President S.J. Res. 234, designating the week of April 17, 1988, as "Crime Victims Week".

Page 6373

Trauma Awareness Month: House passed H.J. Res. 373, to designate May 1988 as "National Trauma Awareness Month".

Page 6373

Year of New Sweden Symbols: House passed H.J. Res. 347, recognizing the identical plaques initiated by Sami Bandak, created by Margareta Hennix and Ginvanni Bizzini, and depicting the Calmare Nyckel, the ship that brought the first Swedish settlers to North America, as significant symbols of the "Year of New Sweden"; and providing for the placement of one of such plaques at Fort Christiana in the State of Delaware.

Page 6374

Agreed to the Dymally technical amendment.

Page 6375

Agreed to amend the preamble and the title.

Page 6375

Jewish Heritage Week: House passed H.J. Res. 527, to designate the week of April 17, 1988, through April 24, 1988, as "Jewish Heritage Week".

Page 6375

Congratulating NCAA Basketball Champion: House agreed to H. Res. 425, congratulating the University of Kansas on winning the NCAA Basketball Championship.

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Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 2:14 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Army Ammunition Procurement, and on Defense Command, Control and Communications. Testimony was heard from the following officials of the Department of Defense: Brig. Gen. Paul L. Greenberg, USA, Program Executive Officer for Ammunition, Office of the Assistant Secretary of the Army (Research, Development and Acquisition); and Thomas P. Quinn, Acting Assistant Secretary (Command, Control, Communications and Intelligence).

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on the Department of Housing and Urban Development. Testimony was heard from Samuel R. Pierce, Jr., Secretary, Housing and Urban Development.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Department of the Interior—Office of the Secretary; Office of the Solicitor; and on the Office of the Inspector General. Testimony was heard from the following officials of the Department of the Interior: Rick Ventura, Assistant Secretary, Policy, Budget and Administration; Ralph W. Tarr, Solicitor; and Anthony L. Ittelilag, Director, Office of Budget.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Student Financial Assistance; Guaranteed Student Loans; Higher Education; Higher Education Facilities; and on College Housing Loans. Testimony was heard from the following officials of the Department of Education: Bruce M. Carnes, Deputy Under Secretary, Planning, Budget and Evaluation; and Kenneth D. Whitehead, Acting Assistant Secretary, Postsecondary Education.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on FAA. Testimony was heard from T. Allan McArtor, Administrator, FAA, Department of Transportation.

Hearings continue tomorrow.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on U.S. Postal Service. Testimony was heard from Anthony M. Frank, Postmaster General, U.S. Postal Service.

CONTRACTING-OUT ISSUES

Committee on Armed Services: Subcommittee on Investigations held a hearing on contracting-out issues. Testimony was heard from Robert A. Stone, Deputy Assistant Secretary (Installations), Department of Defense.

NIH BIOMEDICAL GRANT PROGRAMS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on scientific fraud and misconduct involved in the $5 billion annual NIH biomedical grant programs. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Robert Windom, Assistant Secretary; Dr. Ned Feder, Chief, Biophysical Histology; and Walter Stuart, Research Physicist, both with NIH; and public witnesses.

PROSPECTS FOR DEMOCRACY IN CHILE

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on Western Hemisphere Affairs held a joint hearing on U.S. Policy, Human Rights and the Prospects for Democracy in Chile. Testimony was heard from public witnesses.

INDIAN LEGISLATION

Committee on Interior and Insular Affairs: Held a hearing on the following bills: H.R. 2506, to provide for establishment of a roll of the Tohono O'odham Indian people and clarify certain of their rights; and H.R. 4143, to establish a reservation for the Confederated Tribes of the Grand Ronde Community of Oregon. Testimony was heard from Representative AuCoin; from the following officials of the Bureau of Indian Affairs, Department of the Interior: W.P. Ragsdale, Deputy Assistant Secretary, Indian Affairs (Operations); and Joe C. Christie, Acting Deputy Assistant Secretary, Indian Affairs (Trust and Economic Development); and public witnesses.

ANTI-APARTHEID PETROLEUM SANCTIONS ACT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held a hearing on H.R. 3317, Anti-Apartheid Petroleum Sanctions Act. Testimony was heard from Representative Wise; and public witnesses.

IMMIGRATION EXCLUSION AND DEPORTATION AMENDMENTS; TEMPORARY SAFE HAVEN ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law approved for full Committee action the introduction of clean bills in lieu of the following: H.R. 1119, Immigration Exclusion and Deportation Amendments of 1987; and H.R. 2922, Temporary Safe Haven Act of 1987.

NATIONAL POPULATION POLICY

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 2212, to establish a national population policy and to improve methods for collecting, analyzing, and implementing natural resource, environmental, and demographic data. Testimony was heard from Senator Hatfield; Representative MacKay; and public witnesses.

U.S. INTERNATIONAL AVIATION CARGO TRADE POLICY

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the draft statement of U.S. International Aviation Cargo Trade Policy developed by the Departments of Transportation and State. Testimony was heard from Matthew V. Scocozza, Assistant Secretary, Policy and International Affairs, Department of Transportation; and Alan Larson, Acting Assistant Secretary, Economic and Business Affairs, Department of State.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on the NASA authorization for fiscal years 1989 and 1990, with emphasis on Aeronautical programs. Testimony was heard from William Ballhaus, Associate Administrator, NASA.

Hearings continue tomorrow.

AFDC QUALITY CONTROL SYSTEM

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on recent studies of the Aid to Families With Dependent Children (AFDC) quality control system and the need for reform. Testimony was heard from Senator Evans; Catherine Bertini, Director, Office of Family Assistance, Family Support Administration, Department of Health and Human Services; and public witnesses.

Joint Meeting

EMPLOYMENT IN THE YEAR 2000

Joint Economic Committee: Subcommittee on Investment, Jobs and Prices continued hearings to examine current national policies on education, employment and training and their effectiveness, receiving testimony from Nancy Barrett, American University, and Mary Hatwood Futrell, National Education Association, both of Washington, DC; Carlton Braun and John Robinson, both of Motorola, Inc., Schaumburg, Illinois; and Ernest J. Savoie, Ford Motor Company, Dearborn, Michigan.

Hearings continue on Monday, April 18.

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Wednesday, April 13, 1988

Senate

Chamber Action

Routine Proceedings, pages 6515–6606

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 2277–2281, and S. Con. Res. 115.

Page 6585

Congressional Budget Resolution for 1989: Senate continued consideration of S. Con. Res. 113, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991, taking action on additional amendments proposed thereto, as follows:

Pages 6522, 6527, 6547

Adopted:

(1) Chiles Amendment No. 1928, to express the sense of the Congress that the Congress should enact legislation that makes the definition of the deficit exclude the surplus (or deficit) from the Social Security trust fund for all purposes, and that would within 5 years eliminate the deficit when calculated to exclude the surplus (or deficit) from the Social Security trust fund, as amended.

Page 6522

(2) By 85 yeas to 8 nays (Vote No. 87), Stevens-McClure Amendment No. 1931 (to Amendment No. 1928), of a perfecting nature, to express the sense of the Congress that the Postal Service should be removed from the Federal Budget.

Page 6522

(3) Garn Amendment No. 1933 (to Amendment No. 1928), of a perfecting nature, to express the sense of the Congress that the financial institution regulators should be removed from the Federal Budget.

Page 6529

(4) Gramm modified Amendment No. 1934 (to Amendment No. 1928), of a perfecting nature, to express the sense of the Congress that (1) the Congress should enact legislation that makes the definition of the deficit exclude the surplus (or deficit) from the Military Retirement, Civil Service Retirement, and Unemployment Trust Funds for all purposes, and (2) the Congress should enact legislation that would within 5 years eliminate the deficit when calculated to exclude the surplus (or deficit) from these trust funds. (By 45 yeas to 49 nays (Vote No. 88), Senate earlier failed to table the amendment.)

Page 6930

(5) Domenici Amendment No. 1937 (to Amendment No. 1928), of a substitute, to express the sense of the Congress that the National Economic Commission should study the budgetary treatment of trust funds.

Page 6547

(6) By 76 yeas to 18 nays (Vote No. 91), Specter Amendment No. 1938, to provide funds for the construction of additional prison space and to provide additional funds for the Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury.

Page 6550

(7) By unanimous vote of 93 yeas (Vote No. 92), DeConcini Amendment No. 1943, to accommodate sufficient budget authority and outlays for a new anti-drug initiative introduced in the Senate (S. 2205) for fiscal year 1989.

Page 6564

Rejected:

(1) Gramm Amendment No. 1935 (to Amendment No. 1928), of a perfecting nature, to express the sense of the Congress that the Congress should enact legislation that makes the definition of the deficit include the current value of the unfunded liabilities of the Federal Government. (By 53 yeas to 43 nays (Vote No. 89), Senate tabled the amendment.)

Page 6537

(2) Chiles Amendment No. 1936 (to Amendment No. 1928), in the nature of a substitute, to express the sense of the Congress that (1) the Congress should enact legislation that makes the definition of the deficit exclude the surplus (or deficit) from the Social Security trust fund for all purposes, and (2) the Congress should enact legislation that would within 5 years eliminate the deficit when calculated to exclude the surplus (or deficit) from the Social Security trust fund. (By 70 yeas to 26 nays (Vote No. 90), Senate tabled the amendment.)

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Pending:

Weicker modified Amendment No. 1944, to increase funding for Health functions from Science functions, on which there is 40 minutes for debate.

Page 6575

Senate will continue consideration of the concurrent resolution and amendments proposed thereto on Thursday, April 13.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Treaty with the Commonwealth of The Bahamas on Mutual Assistance in Criminal Matters (Treaty Doc. No. 100–17), transmitted to the Senate today by the President of the United States, and the treaty was considered as having been read the first time, was referred with accompanying papers to the Committee on Foreign Relations, and was ordered to be printed.

Page 6580

Messages From the President: Senate received the following message from the President of the United States:

Transmitting the Sixteenth Annual Report on Federal Advisory Committees for Fiscal Year 1987. Referred to the Committee on Governmental Affairs. (PM–127)

Page 6583

Nominations Confirmed: Senate confirmed the following nominations:

David L. Chatfield, of Alaska, to be a Member of the National Credit Union Administration Board.

Kenneth J. Beirne, of Virginia, to be an Assistant Secretary of Housing and Urban Development.

Jesse D. Winzenried, of Wyoming, to be a Director of the Securities Investor Protection Corporation.

Page 6605

Nominations Received: Senate received the following nominations:

Paul D. Taylor, of New York, to be Ambassador to the Dominican Republic.

Richard N. Holwill, of the District of Columbia, to be Ambassador to the Republic of Ecuador.

Walter L. Cutler, of Maryland, to be Ambassador to the Kingdom of Saudi Arabia.

George E. Moose, of Maryland, to be Ambassador to the Republic of Senegal.

Rush W. Taylor, Jr., of Texas, to be Ambassador to the Republic of Togo.

Henry F. Cooper, of Virginia, for the rank of Ambassador during his tenure of service as United States Negotiator for Defense and Space Arms.

Stephen R. Hanmer, Jr., of Virginia, for the rank of Ambassador during his tenure of service as United States Negotiator for Strategic Nuclear Arms.

Mark T. Cox IV, of Florida, to be United States Alternate Executive Director of the International Bank for Reconstruction and Development.

William G. Cambridge, to be United States District Judge for the District of Nebraska.

Richard A. Schell, to be United States District Judge for the Eastern District of Texas.

Patrick Butler, of Maryland, to be a Member of the National Council of the Humanities.

Lemoine V. Dickinson, Jr., of Virginia, to be a Member of the National Transportation Safety Board.

Joseph W. Brown, of Nevada, to be a Member of the Board of Directors of the State Justice Institute.

2 Army nominations in the rank of general.

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Withdrawal of Nomination: Senate was notified of the withdrawal of the following nomination:

George D. Hardy, of Maryland, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation.

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Messages From the President: **Page 6583**

Messages From the House: **Page 6583**

Measures Referred: **Page 6584**

Communications: **Page 6584**

Statements on Introduced Bills: **Page 6585**

Amendments Submitted: **Page 6594**

Additional Cosponsors: **Page 6592**

Authority for Committees: **Page 6596**

Notices of Hearings: **Page 6596**

Additional Statements: **Page 6597**

Record Votes: Six record votes were taken today. (Total—92)

Pages 6522, 6536, 6538, 6546, 6562, 6575

Recess: Senate convened at 9:30 a.m., and recessed at 7:45 p.m., until 9 a.m. on Thursday, April 14, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 6604.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Roland R. Vautour, Under Secretary for Small Community and Rural Development, Vance L. Clark, Administrator, Farmers Home Administration, John Marshall, Manager, Federal Crop Insurance Corporation, and Steve Dewhurst, Budget Officer, all of the Department of Agriculture; and Eric P. Thor, President and Chief Executive Officer, Farm Credit System Assistance Board.

Subcommittee will meet again on Tuesday, April 19.

APPROPRIATIONS—LABOR/RELATED AGENCIES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Ann Dore McLaughlin, Secretary of Labor; J. Brian Hyland, Inspector General, Department of Labor; Donna M. Alvarado, Director, ACTION; Howard D. Gutin, Chairman of the Board, and Donald E. Ledwig, President, both of the Corporation for Public Broadcasting; Robert A. Gielow, Chairman, and William J. Doyle III, Inspector General, both of the Railroad Retirement Board; and Kay McMurray, Director, Federal Mediation and Conciliation Service.

Subcommittee will meet again on Friday, April 15.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1989 for reserve components' military construction and defense agencies' military construction and family housing programs, receiving testimony from John B. Rosamond, Deputy Assistant Secretary of Defense for Guard and Reserve Material and Facilities; Brig. Gen. William A. Navas, Jr., Deputy Director, Army National Guard; Brig. Gen. Ross G. Pickus, Deputy Chief, Army Reserve; Capt. James D. Olson, Deputy Director, Naval Reserve; Brig. Gen. John G. McMerty, Deputy Director, Air National Guard; and Brig. Gen. Shirley M. Carpenter, Deputy Director, Air Force Reserve.

Subcommittee will meet again on Wednesday, April 20.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Conventional Forces and Alliance Defense held open and closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on armor and anti-armor programs, receiving testimony from Gen. Donn A. Starry, USA, Ret., former Vice Chairman, Defense Science Board Study on Armor/Anti-Armor; Lt. Gen. Donald S. Pihl, USA, Military Deputy to the Assistant Secretary of the Army (Research, Development, and Acquisition); and Maj. Gen. W.A. Shoffner, USA, Assistant Deputy Chief of Staff for Operations and Plans (Force Development and Integration).

Subcommittee will meet again tomorrow.

DOD ACQUISITION POLICY

Committee on Armed Services: Subcommittee on Defense Industry and Technology held hearings on S. 2254, to make miscellaneous improvements in the management of Department of Defense acquisition, and related issues, receiving testimony from Robert B. Costello, Under Secretary of Defense for Acquisition; H. Lawrence Garrett III, Under Secretary of the Navy; Jay R. Sculley, Assistant Secretary of the Army for Research, Development, and Acquisition; John J. Welch, Jr., Assistant Secretary of the Air Force for Acquisition; Derek J. Vander Schaaf, Deputy Inspector General, Department of Defense; Harvey Kushner, ORI, Inc., Rockville, Maryland; Jerome M. Kwiatkowski, Corvus Systems, Inc., San Jose, California; and William Purple, Allied-Signal Corporation, Washington, DC.

Subcommittee will meet again tomorrow.

ARMY COMBAT SUPPORT

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support and the Subcommittee on Manpower and Personnel concluded closed joint hearings on the readiness of Army component combat support and combat service support units, after receiving testimony from Richard A. Davis, Associate Director, Charles J. Bonanno, Group Director, and Julia Denman, Evaluator in Charge, all of the National Security and International Affairs Division, U.S. General Accounting Office; Maj. Gen. James D. Smith, USA, Director of Operations, Readiness and Mobilization, Office of the Deputy Chief of Army Staff for Operations and Plans; Maj. Gen. William F. Ward, USAR, Chief, U.S. Army Reserve; and Maj. Gen. Donald Burdick, ARNGUS, Director, U.S. Army National Guard.

AUTHORIZATIONS—MARINE MAMMAL PROTECTION ACT

Committee on Commerce, Science, and Transportation: Committee held hearings in conjunction with the National Ocean Policy Study on proposed legislation authorizing funds for the Marine Mammal Protection Act, receiving testimony from James E. Douglas, Jr., Acting Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce; Gary Edwards, Assistant Director for Fisheries, U.S. Fish and Wildlife Service, Department of the Interior; William W. Fox, Jr., Commissioner, Marine Mammal Commission; James Joseph, Inter-American Tropical Tuna Commission, La Jolla, California; Michael Bean, Environmental Defense Fund, David G. Burney, United States Tuna Foundation, and James P. Walsh, Davis, Wright, and Jones, all of Washington, DC; Lesley Scheele, Greenpeace, Fort Lauderdale, Florida; Sam LaBudde, Earth Island Institute, San Francisco, California; and August Felando, American Tunaboat Association, San Diego, California.

Hearings were recessed subject to call.

COAL DISTRIBUTION AND UTILIZATION ACT

Committee on Energy and Natural Resources: Committee ordered the following measure favorably reported:

S. 801, to facilitate the national distribution and utilization of coal, with amendments.

MOTOR CARRIER ADMINISTRATION

Committee on Environment and Public Works: Committee concluded hearings on the provisions of S. 747, to establish a motor carrier administration in the Department of Transportation (pending on Senate calendar), after receiving testimony from Robert E. Farris, Deputy Administrator, Federal Highway Administration, Department of Transportation; Kermit V. Kiebert, Idaho Transportation Department, Boise; Glenn M. Gershaneck, Vermont Agency of Transportation, Montpelier; Robert A. Innocenzi, New Jersey State Department of Transportation, Trenton; Thomas J. Donohue, American Trucking Associations, Inc., Alexandria, Virginia; and Richard D. Henderson, Private Truck Council of America, Inc., Washington, DC.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Finance: Committee continued hearings on U.S.-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada, focusing on the energy aspects, receiving testimony from Senator Domenici; Nicholas Bush, National Gas Supply Association, and Thomas Altmeyer, National Coal Association, both of Washington, DC; Danny Conklin, Independent Petroleum Association of America, Amarillo, Texas; Charles Gentry, Texas Independent Producers and Royalty Owners Association, Dallas, Texas; William McCormick, Consumers Power Company, Jackson, Michigan, on behalf of the American Gas Association; John G. Buckley, on behalf of Citizens for the Canada-U.S. Free Trade Agreement, Westboro, Massachusetts; and Robert A. Hiney, New York Power Authority, New York, New York.

Hearings continue on Friday, April 15.

U.S. DEVELOPMENT ASSISTANCE AND ENVIRONMENTALLY SUSTAINABLE DEVELOPMENT

Committee on Foreign Relations: Subcommittee on International Economic Policy, Trade, Oceans and Environment held hearings to review the advancement of environmentally sustainable development worldwide through United States foreign assistance policy, receiving testimony from Duane Acker, Assistant to the Administrator for Food and Agriculture, U.S. Agency for International Development; David R. Malpass, Deputy Assistant Secretary for Developing Nations, Department of the Treasury; James Gustave Speth, World Resources Institute, Lester R. Brown, Worldwatch Institute, and Donald R. Lesh, Global Tomorrow Coalition, all of Washington, DC; and Harold J. Corbett, Monsanto Company, St. Louis, Missouri.

Hearings continue on Wednesday, April 27.

ETHICS IN GOVERNMENT ACT

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management continued hearings on proposed legislation authorizing funds for the Office of Government Ethics, receiving testimony from Frank Q. Nebeker, Director, Donald E. Campbell, Deputy Director, and F. Gary Davis, Chief Counsel, all of the Office of Government Ethics; Rosslyn S. Kleeman, Senior Associate Director, and Lynn Gibson, analyst, both of the General Government Division, U.S. General Accounting Office; Kathleen A. Buck, General Counsel, Department of Defense; David H. Martin, former Director, Office of Government Ethics; and Joseph D. Shine, South Carolina Chief Deputy Attorney General, Columbia, former Designated Agency Ethics Official and the Special Counsel for Ethics for the General Services Administration.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Subcommittee on Patents, Copyrights and Trademarks approved for full committee consideration the following bills:

S. 1301, to implement the Berne Convention for the Protection of Literary and Artistic Works, with an amendment in the nature of a substitute. (As approved by the subcommittee, the bill incorporates certain provisions of S. 1971);

S. 1883, to improve the U.S. trademark registration system and the ability of the trademark law to protect the interest of the public and trademark owners, with an amendment in the nature of a substitute; and

S. 2201, to make permanent certain record rental provisions contained in title 17, U.S. Code.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered the following measures favorably reported:

S. 1966, to improve information and research on biotechnology and the human genome, with an amendment;

H.R. 2881, to establish the National Commission on Acquired Immune Deficiency Syndrome, with an amendment in the nature of a substitute;

S. 2222, to authorize funds for the National Institutes of Health, with amendments;

S. Con. Res. 95, to express the sense of the Congress with respect to the denial of health insurance coverage for disabled adopted children;

S. 1828, for the relief of San Juan County Nursing Home in Blanding, Utah; and

The nominations of Hans M. Mark, of Virginia, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation, and Walter C. Wallace, of New York, to be a Member of the National Mediation Board.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered the following measures favorably reported:

S. 802, to transfer ownership of certain lands held in trust for the Blackfeet Tribe, with an amendment in the nature of a substitute;

S. 2273, to provide for the transfer of certain funds to the Secretary of the Interior for the benefit of certain members of the Crow Tribe; with amendments; and

S. 1722, to establish the National Museum of the American Indian, Heye Foundation, within the Smithsonian Institution, and to establish a memorial to the American Indian, with an amendment in the nature of a substitute. (As approved by the committee, the bill incorporates the provisions of S. 1723.)

CISPES-FBI INQUIRY

Select Committee on Intelligence: Committee resumed hearings to review the conduct of the Federal Bureau of Investigation inquiry into activities of the Committee in Solidarity with the People of El Salvador (CISPES), receiving testimony from officials of the intelligence community.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 4364–4384; 2 private bills, H.R. 4385 and 4386; and 8 resolutions, H.J. Res. 535–539, and H. Con. Res. 278–280 were introduced.

Page 6785

Bills Reported: Reports were filed as follows:

H.R. 4243, to implement the International Convention on the Prevention and Punishment of Genocide, amended (H. Rept. 100–566); and

Conference report on H.R. 5, to improve elementary and secondary education (H. Rept. 100–567).

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Canada-U.S. Interparliamentary Group: The Speaker appointed Representative Brooks to the U.S. delegation to attend the 29th meeting of the Canada-United States Interparliamentary Group, vice Representative Oberstar, resigned.

Page 6607

Presidential Message—Federal Advisory Committees: Received and read a message from the President wherein he transmits the sixteenth annual report on Federal Advisory Committees for fiscal year 1987—referred to the Committee on Government Operations.

Page 6611

Abandoned Shipwreck Act: By a recorded vote of 340 ayes to 64 noes, Roll No. 54, the House passed S. 858, to establish the title of States in certain abandoned shipwrecks—clearing the measure for the President.

Page 6612

Rejected:

The Shumway amendment that sought to require States to provide sport divers and private sector salvors with appropriate access to shipwrecks by making the rights of access contained in the bill's congressional policy declaration binding on States and to provide for Federal judicial review of claims that States were not meeting access requirements (rejected by a recorded vote of 134 ayes to 268 noes, Roll No. 52);

Page 6624

The Walker amendment that sought to safeguard right of access to shipwrecks by the Drug Enforcement Administration, Coast Guard and other law enforcement agencies in the course of their enforcement of laws relating to trafficking in, or abuse of, narcotics (rejected by a recorded vote of 183 ayes to 221 noes, Roll No. 53); and

Page 6631

The Shumway amendment that sought to limit the scope of the bill to only those shipwrecks in State submerged waters that are on or are eligible for the National Register of Historic Places.

Page 6635

H. Res. 421, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 6611

Recess: It was made in order for the Speaker to declare a recess at any time on Wednesday, April 27, to receive the Prime Minister of Canada in a joint meeting.

Quorum Calls—Votes: Three recorded votes developed during the proceedings of the House today and appear on pages 6631, 6634, 6636. There were no quorum calls.

Adjournment: Met at 2 p.m. and adjourned at 8:20 p.m.

Committee Meetings

IMPLEMENTATION OF SOIL AND WATER CONSERVATION PROVISIONS OF THE FOOD SECURITY ACT

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing to review the implementation of soil and water conservation provisions of the Food Security Act of 1985 (P.L. 99-198). Testimony was heard from Representatives Roberts, Smith of Nebraska, Denny Smith, Dorgan of North Dakota, Daub, Slattery and Lightfoot; and from the following officials of the USDA: Wilson G. Scaling, Chief, Soil Conservation Service; and Milton J. Hertz, Administrator, Agricultural Stabilization and Conservation Service.

TIMBER SALES APPEALS AND FIRE SALVAGE EFFORTS IN OREGON

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy held a hearing to review timber sale appeals and fire salvage efforts in Oregon. Testimony was heard from Representatives DeFazio and Denny Smith; George Leonard, Associate Chief, Forest Service, USDA; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary continued appropriation hearings. Testimony was heard from public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Air Force Missile and Other Procurement. Testimony was heard from the following officials of the Department of the Air Force: Lt. Gen. George L. Monahan, Jr., USAF, Principal Deputy Assistant Secretary (Acquisition); and Maj. Gen. Edward R. Bracken, USAF, Director, Logistics, Plans and Programs.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on International Organizations and Programs; Peace Corps; Migration and Refugee

Assistance; Anti-Terrorism; OPIC; Inter-American Development Foundation; African Development Foundation; and American Schools and Hospitals Abroad. Testimony was heard from the following officials of the Department of State: Richard S. Williamson, Assistant Secretary, International Organizations Affairs; Jonathan Moore, U.S. Coordinator for Refugee Affairs and Director, Bureau of Refugee Programs; and L. Paul Bremer, Ambassador at Large, Counter Terrorism; Loret M. Ruppe, Director, Peace Corps; the following officials of the United States International Development Agency: Craig A. Nalen, President and Chief Executive Officer, OPIC; and David Santoes, Director, American Schools and Hospitals Abroad; Deborah Szekely, President, Inter-American Foundation; and Leonard H. Robinson, President, African Development Foundation.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on Department of Housing and Urban Development. Testimony was heard from the following officials of the Department of Housing and Urban Development: C. Duncan MacRae, General Deputy Assistant Secretary, Policy Development and Research, Judith Y. Brachman, Assistant Secretary, Fair Housing and Equal Opportunity; and Judith L. Hofmann, Assistant Secretary, Administration.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Minerals Management Service. Testimony was heard from William D. Bettenberg, Director, Minerals Management Service, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Vocational and Adult Education, Departmental Management; Office of Civil Rights; and the Office of the Inspector General. Testimony was heard from the following officials of the Department of Education: Bonnie Guiton, Assistant Secretary, Vocational and Adult Education; Bruce M. Carnes, Deputy Under Secretary, Planning, Budget and Evaluation; LeGree Daniels, Assistant Secretary, Civil Rights; and James B. Thomas, Inspector General.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation concluded hearings on the FAA. Testimony was heard from T. Allan McArtor, Administrator, FAA, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government met in executive session to hold a hearing on Executive Residence; National Security Council; and Office of Policy Development. Testimony was heard from Manus J. Fish, Regional Director, National Park Service, Department of the Interior; Paul Schott Stevens, Executive Secretary, National Security Council; and Gary L. Bauer, Assistant to the President and Director, Office of Policy Development.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Energy and Power held an oversight hearing on proposed sale of the Great Plains Coal Gasification Project. Testimony was heard from Representative Dorgan of North Dakota; James A. Wampler, Assistant Secretary, Fossil Energy, Department of Energy; Keith Fultz, Senior Associate Director, GAO; and George Finner, Governor, State of North Dakota.

BANK BROKER-DEALER ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on the structure and regulation of the financial services industry, with emphasis on H.R. 2557, Bank Broker-Dealer Act of 1987. Testimony was heard from David Ruder, Chairman, SEC; and public witnesses.

MANAGEMENT OF MUNICIPAL SOLID WASTE INCINERATOR ASH

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials held a hearing on proposals to regulate the management of municipal solid waste incinerator ash, including the following: H.R. 2517, to amend the Solid Waste Disposal Act to reduce the hazards associated with municipal incinerator ash; H.R. 4255, to amend the Solid Waste Disposal Act to provide for the safe management of municipal incinerator ash; and a similar proposal. Testimony was heard from Lee M. Thomas, Administrator, EPA; and public witnesses.

U.S.-SOVIET RELATIONS: SCIENCE AND TECHNOLOGY

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on United States-Soviet Relations: Science and Technology. Testimony was heard from public witnesses.

CENTRAL AMERICAN DEVELOPMENT ORGANIZATION

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on the Central American Development Organization. Testimony was heard from Paul D. Taylor, Deputy Assistant Secretary, Inter-American Affairs, Department of State; Malcolm Butler, Deputy Assistant Administrator, Latin America, AID; and public witnesses.

REVISION OF DIPLOMATIC PRIVILEGES AND IMMUNITIES ACT

Committee on Foreign Affairs: Subcommittee on International Operations concluded hearings on H.R. 3036, Revision of Diplomatic Privileges and Immunities Act, Part II. Testimony was heard from Representative Solarz; from the following officials of the New York City Commission for UN and Consular Affairs: Gillian Sorenson, Commissioner; and Barry Koch, Deputy Commissioner and Legal Counsel; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs approved for full Committee action H.R. 4162, to make the International Organizations Immunities Act applicable to the Organization of Eastern Caribbean States.

The Subcommittee also forwarded to the full Committee without recommendation the following resolutions: H.J. Res. 491, disapproving the 1988 certification by the President with respect to the Bahamas under section 481(h) of the Foreign Assistance Act of 1961; H.J. Res. 493, disapproving the 1988 certification by the President with respect to Bolivia under section 481(h) of the Foreign Assistance Act of 1961; H.J. Res. 495, disapproving the 1988 certification by the President with respect to Paraguay under section 481(h) of the Foreign Assistance Act of 1961; H.J. Res. 497, disapproving the 1988 certification by the President with respect to Peru under section 481(h) of the Foreign Assistance Act of 1961; H.J. Res. 499, disapproving the 1988 certification by the President with respect to Mexico under section 481(h) of the Foreign Assistance Act of 1961.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported amended the following bills: H.R. 3679, Lac Vieux Desert Band of Lake Superior Chippewa Indians Act; H.R. 2641, National Trails System Improvements Act of 1987; and H.R. 3869, to amend the act providing for the establishment of the Tuskegee University National Historic Site, AL, to authorize an exchange of properties between the United States and Tuskegee University.

REFORM OF THE OPERATING-DIFFERENTIAL SUBSIDY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine concluded hearings on reform of the operating-differential subsidy program (H.R. 1088, H.R. 2462, H.R. 3297, H.R. 3537 and H.R. 3808). Testimony was heard from public witnesses.

SCHOOL IMPROVEMENT ACT

Committee on Rules: Testimony was heard from Chairman Hawkins and Representatives Markey, Swift, Jeffords, Goodling, Dannemeyer, Coats, Bliley, and Oxley, but no action was taken, on the conference report on H.R. 5, School Improvement Act of 1987.

Recessed subject to call.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials concluded hearings on the NASA authorization for fiscal years 1989 and 1990. Testimony was heard from public witnesses.

BUDGET PROPOSALS RELATING TO IRS AND U.S. TAX COURT

Committee on Ways and Means: Subcommittee on Oversight held a hearing to examine the overall adequacy of the Administration's fiscal year 1989 budget proposals relating to the staffing levels and allocation of resources for the IRS and the U.S. Tax Court. Testimony was heard from Lawrence B. Gibbs, Jr., Commissioner, IRS, Department of the Treasury; Samuel B. Sterrett, Chief Judge, U.S. Tax Court; and Johnny C. Finch, Deputy Director, General Government Division, GAO.

FOSTER CARE, CHILD WELFARE AND ADOPTION REFORMS

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation and the Select Committee on Children, Youth, and Families held a joint hearing on foster care, child welfare and adoption reforms. Testimony was heard from Representative Kolbe; and public witnesses.

INTELLIGENCE AUTHORIZATION

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget met in executive session and approved for full Committee action as amended the fiscal year 1989 Intelligence Authorization bill.

Joint Meetings

AMVETS/VIETNAM VETERANS/JEWISH WAR VETERANS—LEGISLATIVE RECOMMENDATIONS

Joint Hearing: Senate Committee on Veterans' Affairs held joint hearings with the House Committee on

Veterans' Affairs on the legislative recommendations and priorities of certain veterans' organizations, receiving testimony from James King, National Commander, American Veterans of World War II, Korea, and Vietnam (AMVETS), Lanham, Maryland; and Mary R. Stout, National President, Vietnam Veterans of America, and Jack Litz, National Commander, Jewish War Veterans of the United States of America, both of Washington, DC.

Joint hearings were recessed subject to call.

VETERANS' BENEFITS AND SERVICES ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2616, to improve health-care programs of the Veterans' Administration.

◆ ◆ ◆

Thursday, April 14, 1988

Senate

Chamber Action

Routine Proceedings, pages 6823–6962

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 2282–2289, and S. Res. 411.

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Measures Reported: Reports were made as follows:

S. 2273, to provide for the transfer of certain funds to the Secretary of the Interior for the benefit of certain members of the Crow Tribe, with amendments. (S. Rept. No. 100–315).

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Measures Passed:

Trauma Awareness Month: Senate passed H.J. Res. 373, designating the month of May, 1988, as "National Trauma Awareness Month."

Page 6922

Jewish Heritage Week: The Committee on the Judiciary was discharged from further consideration of H.J. Res. 527, to designate the week of April 17–24, 1988, as "Jewish Heritage Week", and the resolution was then passed.

Page 6922

Year of New Sweden Symbols: The Committee on Energy and Natural Resources was discharged from further consideration of H.J. Res. 347, to recognize specified identical plaques as symbols of the Year of New Sweden and directs the Secretary of the Interior to accept one of the plaques as a gift and place it at Fort Christiana in the State of Delaware, and the resolution was then passed.

Page 6922

Congressional Budget Resolution for 1989: The Committee on the Budget was discharged from further consideration of H. Con. Res. 268, to set forth the congressional budget for the United States Government for fiscal year 1989, 1990, and 1991, and by 69 yeas to 26 nays (Vote No. 95), Senate agreed to the resolution, after striking all after the resolving clause and inserting in lieu thereof the text of S. Con. Res. 113, after taking action on further amendments proposed thereto, as follows:

Page 6826

Rejected:

(1) Weicker modified Amendment No. 1944, to increase funding for Health functions from Science functions. (By 58 yeas to 37 nays (Vote No. 93), Senate tabled the amendment.)

Page 6826

(2) Armstrong Amendment No. 1945, to index the capital gains tax and reduce outlays for community development. (By 66 yeas to 29 nays (Vote No. 94), Senate tabled the amendment.)

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Senate insisted on its amendment, requested a conference with the House thereon, and appointed as conferees Senators Chiles, Hollings, Johnston, Sasser, Riegle, Exon, Lautenberg, Domenici, Armstrong, Boschwitz, Symms, and Grassley.

Page 6869

Certification With Respect to Haiti: Senate passed S.J. Res. 285, expressing the sense of the Congress that Haiti falls under the definition of "major drug-transit country" as stated in section 481(h)(5) of the Foreign Assistance Act of 1961, and therefore should be subject to the certification process mandated by section 481(h) of that Act.

Page 6893

Certification With Respect to Mexico: The Committee on Foreign Relations was discharged from further consideration of S.J. Res. 268, disapproving the certification by the President under section 481(h) of the Foreign Assistance Act of 1961, with respect to Mexico, and by 63 yeas to 27 nays (Vote No. 97), Senate passed the resolution.

Page 6895

Measures Rejected:

Certification With Respect to the Bahamas: By 40 yeas to 53 nays (Vote No. 96), Senate rejected S.J. Res. 292, to disapprove the certification by the President under section 481(h) of the Foreign Assistance Act of 1961, with respect to the Bahamas.

Page 6870

Integrity in Post Employment Act: Senate began consideration of S. 237, to prohibit Members of Congress and officers and employees of any branch of the United States Government from attempting to influence the United States Government or from representing or advising a foreign entity for a proscribed period after such officer or employee leaves

Government service, with a committee amendment thereto.
Page 6921

Senate will continue consideration of the bill on tomorrow.

Executive Report of a Committee: The Senate received the following executive report of a committee:

Treaty Doc. 100–11, Treaty between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Their Intermediate-Range and Shorter-Range Missiles, reported favorably, with a resolution of advice and consent to ratification with a condition. (Ex. Rept. No. 100–15)
Page 6936

Nominations Received: Senate received the following nominations:

Donna F. Tuttle, of California, to be Deputy Secretary of Commerce.

Judith R. Hope, to be United States Circuit Judge for the District of Columbia Circuit.
Page 6962

Appointments by the Presiding Officer:

The Chair, on behalf of the President pro tempore, pursuant to section 1139 of the Social Security Act, as amended to section 9136 of Public Law 100–203, appointed the following members to the National Commission on Children:

Individuals providing services, activities, or research for children: Marian Wright Edelman, of the District of Columbia, David Weickert, of Michigan, James D. Northway, of California, and Barry S. Zuckerman, of Massachusetts;

Individuals who are elected or appointed public officials: John D. Rockfeller IV, of West Virginia, Lowell A. Weicker, Jr., of Connecticut, William Clinton, of Arkansas, and William Honig, of California; and

Individuals who are parents or represent parent organizations: Betty Jo Hay, of Texas, Irving Harris, of Illinois, Adele C. Hall, of Missouri, and William Cosby, of Massachusetts.
Page 6961

Messages From the President: **Page 6935**

Messages From the House: **Page 6936**

Measures Ordered Placed on Calendar: **Page 6936**

Statements on Introduced Bills: **Page 6937**

Amendments Submitted: **Page 6948**

Additional Cosponsors: **Page 6950**

Authority for Committees: **Page 6949**

Notices of Hearings: **Page 6949**

Additional Statements: **Page 6950**

Record Votes: Five record votes were taken today. (Total—97)
Pages 6836, 6849, 6865, 6893, 6921

Recess: Senate convened at 9 a.m., and recessed at 9:14 p.m., until 10:30 a.m., on Friday, April 15, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 6962.)

Committee Meetings

APPROPRIATIONS—DOD

Committee on Appropriations: Subcommittee on Defense held closed hearings on proposed budget estimates for fiscal year 1989 for the Department of Defense, focusing on Selected Special Access Programs, receiving testimony from L. Paul Dube, Deputy Comptroller, Program Budget, Office of Assistant Secretary of Defense; Brig. Gen. Keith Glenn, Director, Special Programs Office of the Under Secretary of Defense for Acquisition; Jack Welsh, Jr., Assistant Secretary of the Air Force for Acquisition; and Lt. Gen. George L. Monahan, Jr., Deputy Chief of Staff, Research, Development, and Acquisition, USAF.

Subcommittee will meet again on Thursday, April 21.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development continued hearings on proposed budget estimates for fiscal year 1989 for energy and water development programs, receiving testimony from Senators Cranston and Wilson; Representative Anderson; and North Dakota Governor George Sinner, Bismarck.

Hearings were recessed subject to call.

APPROPRIATIONS—INTERNATIONAL ORGANIZATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1989 for U.S. participation in international organizations and programs, receiving testimony in behalf of funds for the United Nations Development Program, United Nations Children's Fund, United Nations Environment Program, and the International Atomic Energy Agency from Dennis Goodman, Senior Deputy Assistant Secretary of State for International Organizations; and in behalf of funds for the International Fund for Agricultural Development and the Special Program for Africa from Richard Bissell, Assistant Administrator for Program and Policy Coordination, Agency for International Development.

Subcommittee will meet again on Tuesday, April 26.

APPROPRIATIONS—FINE ARTS/HISTORIC PRESERVATIONS

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Senator Levin, and Representative Green, both on behalf of the Franklin Delano Roosevelt Memorial Commission; J. Carter Brown, Director, National Gallery of Art, and Chairman, Commission on Fine Arts; and Robert D. Bush, Executive Director, Advisory Council on Historic Preservation.

Subcommittee will meet again on Monday, April 18.

INF TREATY

Committee on Armed Service: Committee resumed closed hearings on the Intermediate-Range Nuclear Forces (INF) Treaty, and future weapon systems, receiving testimony from Ambassador Maynard W. Glitman, Chief Negotiator on Intermediate-Range Nuclear Forces; and representatives from the Office of the Secretary of Defense and the Joint Chiefs of Staff.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Conventional Forces and Alliance Defense concluded hearings on budgeted and unbudgeted alternatives for improving conventional defenses in NATO, including air defenses, after receiving testimony from Ambassador John A. Woodworth, Deputy Assistant Secretary of Defense for European and NATO policy; Maj. Gen. Charles J. Fiala, USA, Chief of Staff, United States Army (Europe and 7th Army); Lt. Gen. John F. Wall, USA, Commanding General, United States Army Strategic Defense Command/PEO; and Brig. Gen. Larry R. Capps, USA, Program Executive Officer, High to Medium Air Defense (HIMAD).

DOD ACQUISITION POLICY

Committee on Armed Services: Subcommittee on Defense Industry and Technology concluded hearings on S. 2254, to make miscellaneous improvements in the management of Department of Defense acquisition, and related issues, after receiving testimony from Paul Math, Associate Director, National Security and International Affairs Division, General Accounting Office; Robert N. Anthony, Harvard Business School, Cambridge, Massachusetts; Jeffrey Joseph, United States Chamber of Commerce, Washington, DC; Joseph Campbell, Jr., Paine Webber Group, New York, New York; and John D. Rittenhouse, GE/RCA Aerospace and Defense, Cherry Hill, New Jersey.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Projection Forces and Regional Defense concluded hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on the state of and plans for the United States Marine Corps, after receiving testimony from Gen. Alfred M. Gray, USMC, Commandant of the Marine Corps.

NATIONAL HOUSING TASK FORCE

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs concluded oversight hearings to review a recent report of the National Housing Task Force, entitled "A Decent Place to Live," after receiving testimony from Barry Zigas, National Low Income Housing Coalition, Charles L. Edson, Lane and Edson, and David M. Capozzi, Paralyzed Veterans of America, all of Washington, DC; Roland Turpin, Richmond Redevelopment and Housing Authority, Richmond, Virginia; F. Lynn Luallen, Kentucky Housing Corporation, Frankfort; Paul J. Carling, University of Vermont, Burlington; Thomas Perkins, New Orleans Commission on Housing, New Orleans, Louisiana, on behalf of the American Association of Homes for the Aging; Father Joe Carroll, St. Vincent dePaul Center, San Diego, California; and Michael Freid, Related Companies, New York, New York.

AUTHORIZATIONS—NATIONAL SCIENCE FOUNDATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1632, authorizing funds for fiscal year 1989 for the National Science Foundation, after receiving testimony from Erich Bloch, Director, National Science Foundation; Albert E. Smith, South Carolina State College, Orangeburg; Benno C. Schmidt, Jr., Yale University, New Haven, Connecticut; Mary Maples Dunn, Smith College, Northampton, Massachusetts; Thomas B. Courtice, West Virginia Wesleyan College, Buckhannon; James J. Brophy, University of Utah, Salt Lake City; and Philip Speser, Foresight Science and Technology, Inc., Washington, DC.

PARKS AND HISTORIC SITES

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 1052, to establish a National Center for the United States Constitution within the Independence National Historical Park in Philadelphia, Pennsylvania, and S. 1513, to include Washington Square within the Independence National Park in Philadelphia, Pennsylvania, after receiving testimony from Senators Specter and Heinz; Malcolm Lazin, Rubin, Quinn and Moss, and Thomas F. McCallum, Friends of Independence National Historical Park, both of Philadelphia, Pennsylvania; Joan Challinor, Washington, DC, and A.E. Wolf, Thorofare, New Jersey, both on behalf of the National Constitution Center; and William E.W. Gowen, Pennsylvania Society of the Sons of the Revolution, New York, New York;

S. 1690, to provide financial assistance for the restoration and reconstruction of Fort Abraham Lincoln and related structures in Fort Lincoln State Park, Mandan, North Dakota, after receiving testimony from Doug Eiken, North Dakota Parks and Recreation Department, Bismarck; and Pat Ness, Fort Abraham Lincoln Foundation, Mandan, North Dakota; and

S. 1682, to increase the amount authorized to be appropriated for the Sewall-Belmont House National Historic Site, District of Columbia, after receiving testimony from Elizabeth L. Chittick, National Woman's Party, Washington, DC.

Testimony was also received on all the aforementioned bills from Jerry Rogers, Associate Director, Cultural Resources, National Park Service, Department of the Interior.

RECYCLED HAZARDOUS WASTE

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances held hearings to review the Environmental Protection Agency's statutory and regulatory authority concerning sham recycling and the recycling exemption in the Resources Conservation and Recovery Act, receiving testimony from J. Winston Porter, Assistant Administrator for Solid Waste and Emergency Response, Environmental Protection Agency; Alex Cunningham, California Department of Health Services, Sacramento; George Vander Velde, Chemical Waste Management, Inc., and Richard Fortuna, Hazardous Waste Treatment Council, both of Washington, DC; Jacqueline Warren, Natural Resources Defense Council, New York, New York; John W. Roberts, Solite Corporation, Richmond, Virginia; Walter Greer, Lone Star Industries, Houston, Texas; John Chadborne, Systek/LaFalce, Dallas, Texas; and George B. Eldredge, Marine Shale Processors, Inc., Baton Rouge, Louisiana.

Hearings were recessed subject to call.

PANAMA—BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing on U.S. policy and the current situation in Panama from Michael Kozak, Principal Deputy Secretary of State for Inter-American Affairs; Robert S. Pastorino, Deputy Assistant Secretary of Defense for Inter American Affairs; and Col. Paul W. Harbison, USAF, Office of the Joint Chiefs of Staff.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered the following business items favorably reported:

The nominations of Frank E. Schwelb, to be an Associate Judge of the District of Columbia Court of Appeals, Cheryl M. Long, to be an Associate Judge of the Superior Court of the District of Columbia, and Frank DeGeorge, of Maryland, to be Inspector General, Department of Commerce;

S. 2037, to eliminate the use of private resources in the transition process and to provide for the orderly transfer of power between administrations, with an amendment in the nature of a substitute;

S. 1856, to authorize funds for programs of the National Historical Publications and Records Commission, with an amendment;

S. 1381, to improve Federal cash management and ensure equity in funding Federal programs administered by the states, with an amendment;

S. 533, to elevate the Veterans' Administration to Cabinet status, with an amendment in the nature of a substitute; and

S. 1081, to establish a national nutrition monitoring and related research program, with amendments.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered the following measures favorably reported:

The nominations of David M. Ebel, of Colorado, to be U.S. Circuit Judge for the Tenth Circuit, Lowell A. Reed, to be U.S. District Judge for the Eastern District of Pennsylvania, Kimba M. Wood, to be U.S. District Judge for the Southern District of New York, Jack T. Camp, Jr., to be U.S. District Judge for the Northern District of Georgia, Bernard A. Friedman, to be U.S. District Judge for the Eastern District of Michigan, Emilio M. Garza, to be U.S. District Judge for the Western District of Texas, and Thomas S. Zilly, to be U.S. District Judge for the Western District of Washington;

S. 1851, to implement in the United States the International Convention on the Prevention and Punishment of the Crime of Genocide, with an amendment in the nature of a substitute;

S. 1378, to provide for setting aside the first Thursday in May as the date on which the National Day of Prayer is celebrated;

S. 1301, to implement the Berne Convention for the Protection of Literary and Artistic Works, with an amendment in the nature of a substitute;

S. 2201, to make permanent certain record rental provisions contained in title 17, U.S. Code.

IMMIGRATION REFORM

Committee on the Judiciary: Subcommittee on Immigration and Refugee Affairs concluded hearings on proposed legislation authorizing funds for fiscal year 1989 for the Immigration and Naturalization Service, on the implementation of the Immigration Reform and Control Act, on S. 2275, to prohibit the payment of Federal benefits to illegal aliens, on S. 972, S. 973, S. 974, and S. 975, bills relating to the apprehension, detention, and deportation of alien felons, and S. 976, to provide a computer linkage between the Immigration and Naturalization Service and the National Crime Information Center, after receiving testimony from Senators Exon and Chiles; Alan C. Nelson, Commissioner, Immigration and Naturalization Service, Department of Justice; Arnold P. Jones, Senior Associate Director, General Accounting Office; Dave Smith, Orlando Police Department, Orlando, Florida; Wade J. Henderson, American Civil Liberties Union, Doris Meissner, Carnegie Endowment for International Peace, and David S. North, TransCentury Development Associates, all of Washington, DC.

AUTHORIZATIONS—NURSE EDUCATION

Committee on Labor and Human Resources: Committee concluded hearings on S. 2231, authorizing funds for fiscal years 1989, 1990, and 1991 for nurse education programs, after receiving testimony from David N. Sundwall, Administrator, Health Resources and Services Administration, Department of Health and Human Services; Sonja Nielson, University of Utah College of Nursing, and Robert C. Gross, First Interstate Bank, both of Salt Lake City, Utah; Geraldene Felton, University of Iowa, Iowa City, Iowa; Ellen Strachota, Grand View College, Des Moines, Iowa; Gloria S. Hope, American Nurses Association, Kansas City, Missouri; Jan Towers, Adams County Migrant Health Program, Biglerville, Pennsylvania, on behalf of the American Academy of Nurse Practitioners; Barbara Ott, George Mason University, Fairfax, Virginia, on behalf of the American Association of Critical Care Nurses; and Judith Miller, New England Deaconess Hospital, Boston, Massachusetts, on behalf of the American Organization of Nurse Executives.

SMALL BUSINESS CONTRACTING RESTORATION ACT

Committee on Small Business: Committee concluded hearings on S. 1559, to revise requirements for the small business set-aside program for Federal contracts, after receiving testimony from Robert P. Bedell, Administrator, Office of Federal Procurement Policy, Office of Management and Budget; Monika Edwards Harrison, Associate Administrator for Procurement Assistance, Small Business Administration; Karen Hastie Williams, Crowell and Moring, Washington, DC, former Administrator, Federal Procurement Policy, Office of Management and Budget; E. Colette Nelson, American Subcontractors Association, Alexandria, Virginia; Lester H. Smith, Jr., Smith, Seckman, and Reid, Inc., Nashville, Tennessee, representing the Committee on the Federal Procurement of Architectural/Engineering Services; and John Bishop, Gurnee Heating and Air Conditioning, Inc., Closter, New Jersey, representing the Associated Builders and Contractors, Inc.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 4387–4395; 2 resolutions, H.J. Res. 540, H. Con. Res. 281 were introduced.

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Reports Filed: Reports were filed as follows:

Report entitled "Medicare Health Maintenance Organizations: the International Medical Centers Experience" (H. Rept. 100–568); and

H.R. 4222, to amend the Immigration and Nationality Act to extend for 6 months the application period under the legalization program, amended (H. Rept. 100–569).

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Late Report: Committee on the Judiciary received permission to file a report by 5 p.m. on Friday, April 15 on H.R. 4222, to amend the Immigration and Nationality Act to extend for 6 months the application period under the legalization program.

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Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 11:52 a.m.

Committee Meetings

UNITED STATES GRAIN STANDARDS ACT AMENDMENTS

Committee on Agriculture: Subcommittee on Wheat, Soybeans, and Feed Grains held a hearing on H.R. 4345, United States Grain Standards Act Amendments of 1988. Testimony was heard from W. Kirk Miller, Administrator, Federal Grain Inspection Service, USDA.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Guard and Reserve Programs. Testimony was heard from the following officials of the Department of Defense: Stephen M. Duncan, Assistant Secretary (Reserve Affairs); RAdm. F.N. Smith, USNR, Chief, Naval Reserve; Maj. Gen. J.W. Moore, USMC, Deputy Chief of Staff, Reserve Affairs; Maj. Gen. John B. Conaway, USAF, Director, Air National Guard; Maj. Gen. Roger P. Scheer, USAF, Chief, Air Force Reserve; Lt. Gen. Herbert R. Temple, Jr., USA, Chief, National Guard Bureau; Maj. Gen. William R. Ward, USA, Chief, Army Reserve; and Maj. Gen. Donald Burdick, USA, Director, Army National Guard.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development concluded appropriation hearings. Testimony was heard from public witnesses.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Agencies held a hearing on Base Rights. Testimony was heard from Charles H. Thomas, Principal Deputy, Bureau of European and Canadian Affairs, Department of State; and John A. Woodworth, Deputy Assistant Secretary, International Security Policy, Department of Defense.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Forest Service. Testimony was heard from F. Dale Robertson, Chief, Forest Service, USDA.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on American Printing House for the Blind; National Technical Institute for the Deaf; Gallaudet University; and Howard University. Testimony was heard from the following officials of the Department of Education: Carson Y. Nolan, President, American Printing House for the Blind; and William E. Castle, Director, National Technical Institute for the Deaf; I. King Jordan, President, Gallaudet University, and James E. Cheek, President, Howard University.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Office of the Secretary. Testimony was heard from Mimi Dawson, Deputy Secretary of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government continued appropriation hearings. Testimony was heard from public witnesses.

DRUG TRAFFICKING IN THE WASHINGTON METROPOLITAN AREA

Committee on the District of Columbia: Subcommittee on Fiscal Affairs and Health held a hearing on H. Con. Res. 13, relating to drug trafficking in the Washington Metropolitan area. Testimony was heard from the following officials of the District of Columbia: Nadine P. Winter, Chairman, Pro Tempore, Council; and Issac Fulwood, Jr., Assistant Chief, Field Operations Bureau, Police Department; Col. Elmer H. Tippett, Jr., Superintendent, State Police, State of Maryland; Col. Robert L. Suthard, Superintendent, State Police, State of Virginia; and a public witness.

JUVENILE JUSTICE AND DELINQUENCY PREVENTION ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Human Resources approved for full Committee action amended H.R. 1801, Juvenile Justice and Delinquency Prevention Act Amendments of 1988.

AFFORDABILITY AND AVAILABILITY OF AUTOMOBILE INSURANCE

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness held a hearing on the affordability and availability of automobile insurance. Testimony was heard from public witnesses.

MINIMUM HEALTH BENEFITS FOR ALL WORKERS ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 2508, Minimum Health Benefits for All Workers Act of 1987, and related bills. Testimony was heard from public witnesses.

Hearings continue tomorrow.

PROPOSED MARKET REFORM MEASURES

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on proposed market reform measures. Testimony was heard from John Phelan, Chairman and Chief Executive Officer, New York Stock Exchange; and Leo Melamad, Chairman, Executive Committee and Special Counsel, Chicago Mercantile Exchange.

DEMOCRACY IN BANGLADESH

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Democracy in Bangladesh. Testimony was heard from Bob Flatten, Country Director, Bangladesh, Department of State; and public witnesses.

ORGANIZATION OF EASTERN CARIBBEAN STATES; SUPPLEMENTAL AUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Operations approved for full Committee action the following measures: H.R. 4162, to make the International Organizations Immunities Act applicable to the Organization of Eastern Caribbean States; and as amended a supplemental authorization for the U.S. Information Agency and the Board for International Broadcasters.

SPORT FISHING AND HUNTING OPPORTUNITY IMPROVEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held a hearing on H.R. 4181, Sport Fishing and Hunting Opportunity Improvement Act. Testimony was heard from the following officials of the Department of the Interior: Roland G. Robison, Deputy Director, Bureau of Land Management; Conley L. Moffett, Chief, Division of Federal Aid, U.S. Fish and Wildlife Service; and James R. Detlefs, Chief, Fiscal Accounting Division, Royalty Management Program, Minerals Management Service; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 3880, to extend the authorization of the Upper Delaware Citizens Advisory Council for an additional ten years; and H.R. 3559, to authorize the acquisition of 25 acres to be used for an administrative headquarters for Canaveral National Seashore. Testimony was heard from Representatives Chappell, McDade, McHugh, and Gilman; Jerry L. Rogers, Associate Director, Cultural Resources, National Park Service, Department of the Interior; John Cook, Director, Nature Conservancy, State of Florida; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources approved for full Committee action the following bills: H.R. 4267, amended, to authorize additional appropriations for the WEB Rural Water Development Project; H.R. 3819, to prohibit additional appropriations for the analysis and study for the Shaws Bend site of the Colorado Coastal Plains project; and H.R. 2558, amended, to authorize the Secretary of the Interior to take corrective action to protect certain portions of the Franklin County, WA, road system within the Federal Columbia Basin reclamation project.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Johnson of South Dakota, Sweeney and Morrison of Washington; and C. Dale Duvall, Commissioner, Bureau of Reclamation, Department of the Interior.

TORT CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on the following bills: H.R. 4358, Federal Employees Liability Reform and Tort Compensation Act of 1988; H.R. 3872, to amend section 2680(a) of title 28, United States Code, to narrow the discretionary function exception to the Federal Tort Claims Act; and H.R. 3083, Fort Liability Reform Act of 1987. Testimony was heard from Representatives Owens of Utah, Wolf and Daub; Robert L. Willmore, Deputy Assistant Attorney General, Civil Division, Department of Justice; and public witnesses.

MAJOR FRAUD ACT

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action amended H.R. 3911, Major Fraud Act of 1988.

STATE TAXATION OF INTERSTATE NATURAL GAS PIPELINES

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 2953, to amend title 28, United States Code, to permit the district courts of the United States to enjoin, suspend, or restrain certain State ad valorem property taxes on interstate gas transmission property. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following bills: H.R. 4210, to reauthorize title II of the Marine Protection, Research, and Sanctuaries Act of 1972, for fiscal years 1989 and 1990; H.R. 4211, amended, to reauthorize the National Ocean Pollution Planning Act of 1978 for fiscal years 1989 and 1990; and H.R. 1841, amended, Commercial Fishing Industry Vessel Safety and Compensation Act of 1987.

REVIEW OF THE 1990 DECENNIAL CENSUS QUESTIONNAIRES

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on the review of the 1990 Decennial Census Questionnaires. Testimony was heard from Representatives Matsui, Gonzalez and Mineta; John G. Keane, Director, Bureau of the Census, Department of Commerce; and public witnesses.

EXCELLENCE IN GOVERNMENT MANAGEMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service concluded hearings on H.R.

2882, Excellence in Government Management Act of 1987. Testimony was heard from public witnesses.

U.S./CANADA GREAT LAKES WATER QUALITY AGREEMENT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the implementation, by the United States, of the U.S./Canada Great Lakes Water Quality agreement, emphasizing persistent toxic pollutants in the Lakes. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology approved for full Committee action as amended the following measures: H.R. 2737, to direct the cooperation of certain Federal entities in the implementation of the Continental Scientific Drilling Program; H.R. 3704, Hotel and Motel Fire Safety Act of 1987; and the Federal Fire Prevention and Control Act Authorization for fiscal year 1989, fiscal year 1990, and fiscal year 1991.

COMMERCIAL ACCESS TO SPACE

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications approved for full Committee action the introduction of a clean bill in lieu of H.R. 3765, to facilitate commercial access to space.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on H.R. 303, to amend section 3104 of title 38, United States Code, to permit certain service-connected disabled veterans who are retired members of the Armed Forces to receive compensation concurrently with retired pay without deduction from either. Testimony was heard from Representatives Bilirakis and Lujan; Lt. Gen. Anthony Lukeman, USMC, Deputy Assistant Secretary, Military Manpower and Personnel Policy, Department of Defense; R.J. Vogel, Chief Benefits Director, VA; representatives of veterans' organizations; and public witnesses.

SOCIAL SECURITY: THE NOTCH ISSUE

Committee on Ways and Means: Subcommittee on Social Security held a hearing on a GAO report entitled "Social Security: The Notch Issue". Testimony was heard from Members of Congress; and public witnesses.

INTELLIGENCE AUTHORIZATION

Permanent Select Committee on Intelligence: Met in executive session and ordered reported amended H.R. 4387, Intelligence Authorization Act, Fiscal Year 1989.

NATIONAL DRUG STRATEGY

Select Committee on Narcotics Abuse and Control: Held a hearing on the National Drug Strategy. Testimony was heard from Francis A. Keating II, Assistant Secretary, Enforcement, Department of the Treasury; and Don M. Newman, Under Secretary, Department of Health and Human Services.

Joint Meeting

MEDICARE CATASTROPHIC LOSS PREVENTION ACT OF 1987

Conferees met on the differences between the Senate- and House-passed versions of H.R. 2470, to amend title XVIII of the Social Security Act, to provide protection against catastrophic medical expenses under the medicare program, but did not complete action thereon, and recessed subject to call.

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Friday, April 15, 1988

Senate

Chamber Action

Routine Proceedings, pages 7017–7086

Measures Introduced: Two bills and two resolutions were introduced, as follows: S. 2290–2291, and S.J. Res. 295–296. **Page 7067**

Measures Passed:

Methanol and Alternative Fuels Promotion Act: Senate passed S. 1518, to amend the Motor Vehicle Information and Cost Savings Act, to provide for the appropriate treatment of methanol and ethanol, after agreeing to a committee amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows: **Page 7045**

Adopted:

(1) Rockefeller Amendment No. 1950, to strike section 8. **Page 7048**

(2) Danforth (for Chafee) Amendment No. 1951, to recognize the need for the development of technology to control increased carbon dioxide emissions that result from methanol from a coal-to-methanol industry, to avoid aggravation of the greenhouse effect and global climate change. **Page 7051**

Rejected:

Stafford Amendment No. 1952, to prevent increases in carbon dioxide and other air pollutants from the production and burning of methanol made from coal. **Page 7053**

Integrity in Post Employment Act: Senate continued consideration of S. 237, to prohibit Members of Congress and officers and employees of any branch of the United States Government from attempting to influence the United States Government or from representing or advising a foreign entity for a prescribed period after such officer or employee leaves Government service, agreeing to a committee amendment, and taking action on amendments proposed thereto, as follows: **Pages 7025, 7035**

Adopted:

(1) By unanimous vote of 83 yeas (Vote No. 98), Rudman Amendment No. 1947 (to modified Amendment No. 1946), of a perfecting nature, to eliminate the partial exemption for attorneys. **Page 7035**

(2) By unanimous vote of 81 yeas (Vote No. 99), Rudman Amendment No. 1948 (to modified Amendment No. 1946), of a perfecting nature, to prohibit Members of Congress from affiliating with professional corporations and from receiving compensation for professional services. **Pages 7036, 7040**

(3) By unanimous vote of 83 yeas (Vote No. 100), Rudman Amendment No. 1949 (to modified Amendment No. 1946), of a perfecting nature, to prohibit all Members of Congress from converting excess campaign funds to personal use on leaving Congress. **Page 7040**

Pending:

Thurmond modified Amendment No. 1946, in the nature of a substitute. **Page 7026**

Senate will resume consideration of the bill and amendments proposed thereto on Tuesday, April 19.

Wartime Reparations: Senate began consideration of S. 1009, to accept the findings and to implement the recommendations of the Commission on Wartime Relocation and Internment of Civilians, with a committee amendment in the nature of a substitute. **Page 7042**

Messages From the President: Senate received the following messages from the President of the United States:

(1) Submitting a report of the National Science Board, entitled "Science and Engineering Indicators—1987," the eighth in a continuing series in which important aspects of the status of American science and engineering are examined; which was referred to the Committee on Commerce, Science, and Transportation. (PM–128) **Page 7067**

(2) Transmitting the annual report for 1987 of the Federal Council on the Aging, reflecting the Council's views in its role of examining programs serving older Americans; which was referred to the committee on Labor and Human Resources. (PM–129) **Page 7067**

(3) Transmitting the 22nd Annual Report of the National Endowment for the Humanities, covering the year 1987; which was referred to the Committee on Labor and Human Resources. (PM–130) **Page 7067**

Nominations Received: Senate received the following nominations:

Jay B. Stephens, of Virginia, to be United States Attorney for the District of Columbia. **Page 7086**

Nominations Confirmed: Senate confirmed the following nominations:

Emmett R. Cox, of Alabama, to be United States Circuit Judge for the Eleventh Circuit.

Hans M. Mark, of Virginia, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation.

Walter C. Wallace, of New York, to be a Member of the National Mediation Board.

Frank E. Schwelb, to be an Associate Judge of the District of Columbia Court of Appeals.

Cheryl M. Long, to be an Associate Judge of the Superior Court of the District of Columbia.

Frank DeGeorge, of Maryland, to be Inspector General, Department of Commerce. **Page 7086**

Messages From the President: **Page 7067**

Statements on Introduced Bills: **Page 7068**

Amendments Submitted: **Page 7070**

Additional Cosponsors: **Page 7069**

Authority for Committees: **Page 7073**

Notices of Hearings: **Page 7073**

Additional Statements: **Page 7073**

Record Votes: Three record votes were taken today. (Total—100) **Pages 7037, 7040**

Recess: Senate convened at 10:30 a.m., and recessed at 3:56 p.m., until 10:30 a.m., on Monday, April 18, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 7086.)

Committee Meetings

APPROPRIATIONS—LABOR/RELATED AGENCIES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony on behalf of funds for their respective activities from James M. Stephens, Chairman, and Rosemary M. Collyer, General Counsel, both of the National Labor Relations Board; E. Ross Buckley, Chairman, Occupational Safety and Health Review Commission; Helen M. Witt, Chairman, National Mediation Board, Donald A. Young, Executive Director, Prospective Payment Assessment Commission; Karen Davis, Commissioner, Physician Payment Review Commission; Ford B. Ford, Chairman, Federal Mine Safety and Health Review Commission; Jerald C. Newman, Chairman, and Bessie B. Moore, Vice Chairman, U.S. National Commission on Libraries and Information Science; Sandra S. Parrino, Chairperson, National Council on the Handicapped; Lt. Gen. George H. McKee, Governor, United States Soldiers' and Airmen's Home; and Samuel W. Lewis, President, United States Institute of Peace.

Subcommittee will meet again on Wednesday, April 20.

APPROPRIATIONS—GSA/OFFICE OF THE PRESIDENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Raymond A. Fontaine, Comptroller, and William B. Early, Deputy Comptroller for Budget, both of the General Services Administration; Gordon G. Riggle, Deputy Assistant to the President for Management and Administration, and Director, Office of Administration, and Ron R. Rasmussen, Director, Financial Management Division, both of the Executive Office of the President; and Manus J. Fish, Jr., Regional Director, National Park Service, National Capital Region, Department of the Interior (on behalf of the Executive residence).

Subcommittee will meet again on Monday, April 18.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed closed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, receiving testimony on the B–1B test plan and program mandated by the fiscal year 1988 authorization Act, and the success to date in meeting test objectives from Lawrence Woodruff, Deputy Under Secretary of Defense for Acquisition, (Strategic and Theater Nuclear Forces); John E. Krings, Director, Operational Test and Evaluation, Department of Defense; and Maj. Gen. Michael D. Hall, Deputy for Strategic Programs to the Military Deputy for Air Force Acquisition; and Brig. General Robert E. Dempsey, Deputy Chief of Staff for Strategic Planning Analysis, Strategic Air Command.

Subcommittee will meet again on Monday, April 18.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Finance: Committee resumed hearings on U.S.-Canada Free Trade Agreement signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada, focusing on the provisions governing trade in automotive products, receiving testimony from Senator Symms; Marc Santucci, Advisor to the Governor of Michigan for Trade Policy, Lansing; Linda J. Hoffman, Automotive Parts and Accessories Association, Lanham, Maryland; Steve Beckman, United Automobile, Aerospace and Agricultural Implement Workers of America, Thomas H. Hanna, Motor Vehicle Manufacturers Association of the United States, Inc. and Christopher M. Bates, Motor and Equipment Manufacturers Association, all of Washington, DC; Robert J. Muth, Non-Ferrous Metals Producers Committee, New York, New York; and Jeffrey L. Zelms, Doe Run Company, St. Louis, Missouri.

Hearings continue on Thursday, April 21.

STATUS OF ORGANIZED CRIME

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings on the status of organized crime and the effectiveness of law enforcement, focusing on labor racketeering, narcotics trafficking and other organized crime groups, receiving testimony from James F. Ahearn, Special Agent-in-Charge (Boston Division), Joseph E. Griffin, Special Agent-in-Charge (Cleveland Division), and Robert B. Davenport, Special Agent-in-Charge (Kansas City Division), all of the Federal Bureau of Investigation, Department of Justice; Frederick T. Martens, Pennsylvania Crime Commission, Conshohocken; and Angelo Lonardo, former Underboss of the Cleveland, Ohio La Cosa Nostra.

Hearings continue on Thursday, April 21.

GOVERNMENT DEBT COLLECTION

Committee on the Judiciary: Subcommittee on Courts and Administration concluded hearings on S. 1961, to establish a uniform system of procedures to facilitate the collection of debts owed to the United States, after receiving testimony from Arnold P. Jones, Senior Associate Director, General Government Division, General Accounting Office; Joseph R. Wright, Jr., Deputy Director, Office of Management and Budget; Richard Kusserow, Inspector General, Department of Health and Human Services; Martin D. Teckler, Deputy General Counsel, Small Business Administration; Donald L. Ivers, General Counsel, Veterans' Administration; Frank W. Donaldson, U.S. Attorney for the Northern District of Alabama; Stephen M. McNamee, U.S. Attorney for the District of Arizona; and Roy C. Hayes, U.S. Attorney for the Eastern District of Michigan.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, April 18.

Committee Meetings

MINIMUM HEALTH BENEFITS FOR ALL WORKERS ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment concluded hearings on H.R. 2508, Minimum Health Benefits for All Workers Act of 1987, and related bills. Testimony was heard from Nancy M. Gordon, Assistant Director, Human Resources and Community Development, CBO; and public witnesses.

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Monday, April 18, 1988

Senate

Chamber Action

Routine Proceedings, pages 7100–7176

Measures Introduced: Four bills and three resolutions were introduced, as follows: S. 2292–2295, and S.J. Res. 297–299. **Page 7151**

Measures Reported: Reports were made as follows:

S. 1989, to implement the Treaty on Fisheries Between the Governments of Certain Pacific Island States and the Government of the United States of America, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–316) **Page 7151**

Measures Passed:

Transfer of Certain Funds for the Benefit of the Crow Tribe: Senate passed S. 2273, to provide for the transfer of certain funds to the Secretary of the Interior for the benefit of certain members of the Crow Tribe, after agreeing to committee amendments. **Page 7175**

Constitutional Amendment on Campaign Spending Limitations: Senate began consideration of S.J. Res. 282, proposing an amendment to the Constitution of the United States relative to contributions and expenditures intended to affect congressional and Presidential elections, with amendments proposed thereto, as follows: **Page 7105**

Pending:

(1) Gramm Amendment No. 1954, in the nature of a substitute. **Page 7133**

(2) Hollings Amendment No. 1955 (to Amendment No. 1954), of a perfecting nature. **Page 7135**

(3) Hollings Amendment No. 1956 (to Amendment No. 1955), of a perfecting nature. **Page 7135**

(4) Gramm Motion to recommit the joint resolution to the Committee on the Judiciary, with instructions to report back forthwith, with an amendment in the nature of a substitute. **Page 7136**

(5) Hollings Amendment No. 1957 (to the motion to recommit), of a perfecting nature. **Page 7136**

(6) Byrd Amendment No. 1958 (to Amendment No. 1957), of a perfecting nature. **Page 7136**

Organotin-Based Antifouling Paint Control Act: Senate concurred in the amendment of the House to the amendment of the Senate to H.R. 2210, to prohibit the use of certain antifouling paints containing organotin and the use of organotin compounds, purchased at retail, used to make such paints, with a further amendment proposed thereto, as follows: **Page 7168**

Dole (for Trible) Amendment No. 1960, in the nature of a substitute. **Page 7170**

Messages From the House: **Page 7150**

Communications: **Page 7151**

Statements on Introduced Bills: **Page 7151**

Amendments Submitted: **Page 7161**

Additional Cosponsors: **Page 7160**

Authority for Committees: **Page 7164**

Notices of Hearings: **Page 7164**

Additional Statements: **Page 7164**

Recess: Senate convened at 10:30 a.m., and recessed at 6:09 p.m., until 10:30 a.m., on Tuesday, April 19. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 7175).

Committee Meetings

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of Housing and Urban Development, receiving testimony from Samuel R. Pierce, Jr., Secretary of Housing and Urban Development.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOSSIL ENERGY/COAL TECHNOLOGY

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for fossil energy research and development and for clean coal technology from J. Allen Wampler, Assistant Secretary of Energy for Fossil Energy.

Subcommittee will meet again on Wednesday, April 20.

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from James A. Baker III, Secretary of the Treasury; Robert M. Tobias, President, National Treasury Employees Union; and Anthony M. Frank, Postmaster General, U.S. Postal Service.

Subcommittee will meet again on Friday, April 29.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence concluded hearings in open and closed sessions on proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, focusing on the pace and direction of the Strategic Defense Initiative, and compliance with the ABM Treaty, after receiving testimony from Lt. Gen. James A. Abrahamson, USAF, Director, Strategic Defense Initiative Organization; and Robert B. Costello, Under Secretary of Defense for Acquisition.

OSHA SAFETY AND HEALTH STANDARDS

Committee on Labor and Human Resources: Committee began oversight hearings on the development and promulgation of safety and health standards and the enforcement of those standards by the Occupational Safety and Health Administration (OSHA), receiving testimony from Earl S. Pollack, Study Director, Panel on Occupational Safety and Health Statistics, Committee on National Statistics, National Academy of Science—National Research Council; Lynn Williams, United Steelworkers of America, Pittsburgh, Pennsylvania, on behalf of the AFL-CIO Standing Committee on Safety and Occupational Health; Franklin E. Mirer, United Auto Workers of America, Detroit, Michigan; Eric Frumin, Amalgamated Clothing and Textile Workers Union, AFL-CIO, and Philip J. Landrigan, Mount Sinai School of Medicine, both of New York, New York; and John Moran, National Institute of Occupational Safety and Health, Morgantown, West Virginia.

Hearings continue tomorrow.

LONG-TERM HEALTH CARE

Special Committee on Aging: Committee concluded hearings on long-term health care for the elderly, focusing on adult day health care, after receiving testimony from Ellen Shillinglaw, Director, Office of Legislation and Policy, Health Care Financing Administration, Department of Health and Human Services; Jean and George Glakas, Falls Church, Virginia; Lou Glasse, Older Women's League, Washington, Virginia; Donald A. Peterson, St. John's Lutheran Home, Billings, Montana; Kay Larmer, Fairfax County Adult Day Health Care Centers, Fairfax, Virginia, representing the National Institute on Adult Daycare and National Council on the Aging, Inc.; and Carol H. Kurland, New Jersey Department of Human Services, Trenton.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 4396–4399; and 4 resolutions, H.J. Res. 541, H. Con. Res. 282, and H. Res. 427 and 428 were introduced.

Page 7098

Bills Reported: Reports were filed as follows:

H. Res. 427, waiving certain points of order against the conference report on H.R. 5, School Improvement Act, and against consideration of such conference report, and providing for the consideration of a bill to amend the Communications Act of 1934 (H. Rept. 100–570);

H. Res. 428, providing for the consideration of H.R. 4222, to amend the Immigration and Nationality Act to extend for 6 months the application period under the legalization program (H. Rept. 100–571);

H.R. 2641, to amend the National Trails System Act to provide for cooperation with State and local governments, for the improved management of certain Federal lands, amended (H. Rept. 100-572); and

H.R. 3869, to amend the Act providing for the establishment of the Tuskegee University National Historic Site, Alabama, and to authorize an exchange of properties between the United States and Tuskegee University, amended (H. Rept. 100-573).

Page 7097

Presidential Messages: Read the following messages from the President:

Aging Council: Message wherein he transmits the Annual Report for 1987 of the Federal Council on the Aging—referred to the Committee on Education and Labor;

Page 7088

Endowment for the Humanities: Message wherein he transmits the 22nd Annual Report of the National Endowment for the Humanities—referred to the Committee on Education and Labor; and

Page 7088

National Science Board: Message wherein he transmits a report of the National Science Board entitled "Science and Engineering Indicators—1987"—referred to the Committee on Science, Space, and Technology.

Page 7088

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 7098

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:15 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Army Research, Development, Test and Evaluation. Testimony was heard from the following officials of the Department of the Army: J.R. Sculley, Assistant Secretary (Research, Development and Acquisition); and Lt. Gen. Donald S. Pihl, USA, Military Deputy to the Assistant Secretary.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on ACTION, and on the National Commission on Libraries and Information Sciences. Testimony was heard from Donna M. Alvarado, Director, ACTION: and from the following officials of the National Commission on Libraries and Information Sciences: Gerald Newman, Chairman; and Bessie Moore, Vice Chairman.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on National Highway Traffic Safety Administration. Testimony was heard from Diane K. Steed, Administrator, National Highway Traffic Safety Administration, Department of Transportation.

NURSE EDUCATION ACT REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on reauthorization of the Nurse Education Act (Title VIII, Public Health Service Act). Testimony was heard from public witnesses.

CONFERENCE REPORT—SCHOOL IMPROVEMENT ACT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 5, School Improvement Act of 1987, and against its consideration. The conference report shall be considered as having been read when called up for consideration. The rule makes in order a motion to recommit the conference report, which may not contain instructions. The rule makes in order the consideration of a bill, the text of which is contained in section 3 of the resolution. The bill is debatable for thirty minutes, equally divided and controlled by a proponent of the bill and a member opposed thereto. No amendment to the bill is in order in the House or in the Committee of the Whole. Finally, the rule provides one motion to commit, which may not contain instructions.

LEGALIZATION PROGRAM EXTENSION

Committee on Rules: Granted a modified closed rule providing 1 hour of debate on H.R. 4222, to amend the Immigration and Nationality Act to extend for 6 months the application period under the legalization program. Waives all points of order against consideration of the bill for failure to comply with the provisions of sections 302(c) and 302(f) of the Congressional Budget Act. The rule makes in order the Judiciary Committee amendment in the nature of a substitute now printed in the bill as original text for the purpose of amendment under the five minute rule. Waives all points of order against the substitute for failure to comply with the provisions of sections 302(c) and 302(f) of the Congressional Budget Act and also clause 5(a) of Rule XXI. The rule provides that no amendments to the bill are in order except pro forma amendments offered for the purposes of debate and the amendments printed in the report accompanying this resolution. Said amendments are not subject to amendment except pro forma amendments. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representative Berman.

Joint Meeting

EMPLOYMENT IN THE YEAR 2000

Joint Economic Committee: Subcommittee on Investment, Jobs and Prices resumed hearings to examine current national policies on education, employment and training and their effectiveness, receiving testimony from Mayor Donald Fraser, Minneapolis, Minnesota; Mildred D. Henry, California State University, San Bernardino, on behalf of Provisional Educational Services, Inc.; John Denning, American Association of Retired Persons, Raul Yzaguirre, Council of La Raza, and Ronald Mincy, The Urban Institute, all of Washington, DC.

Hearings continue tomorrow.

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April 19, 1988

Senate

Chamber Action

Routine Proceedings, pages 7191–7282

Measures Introduced: One bill and three resolutions were introduced, as follows: S. 2296, S. Res. 412–413, and S.J. Res. 300.

Page 7264

Measures Passed:

Integrity in Post Employment Act: Senate passed S. 237, to prohibit Members of Congress and officers and employees of any branch of the United States Government from attempting to influence the United States Government or from representing or advising a foreign entity for a prescribed period after such officer or employee leaves Government service, after taking action on further amendments proposed thereto, as follows:

Pages 7212, 7214

Adopted:

(1) Thurmond modified Amendment No. 1946, in the nature of a substitute.

Pages 7212, 7236

(2) Thurmond Amendment No. 1961 (to modified Amendment No. 1946), of a technical and clarifying nature.

Page 7215

(3) Rudman Amendment No. 1962 (to modified Amendment No. 1946), to prohibit undue influence by partners of a Member, officer or employee of Congress.

Page 7234

(4) Rudman modified Amendment No. 1963 (to modified Amendment No. 1946), to prohibit the use of inside information by former executive officers and employees.

Pages 7235, 7244

(5) Helms modified Amendment No. 1964 (to modified Amendment No. 1946), to strike from the bill activities in furtherance of the purposes of an international organization of which the United States is a member.

Page 7241

(6) McConnell modified Amendment No. 1965 (to modified Amendment No. 1946), to prohibit candidates in Federal elections from soliciting contributions to repay contributions or loans made by such candidate to his campaign.

Page 7242

Wartime Reparations: Senate began consideration of S. 1009, to accept the findings and to implement the recommendations of the Commission on Wartime Relocation and Internment of Civilians, with a modified committee amendment in the nature of a substitute.

Page 7247

Senate will continue consideration of the bill on tomorrow.

Nominations Confirmed: Senate confirmed the following nominations:

David M. Ebel, of Colorado, to be United States Circuit Judge for the Tenth Circuit.

Jack T. Camp, Jr., to be United States District Judge for the Northern District of Georgia.

Kimba M. Wood, to be United States District Judge for the Southern District of New York.

Lowell A. Reed, to be United States District Judge for the Eastern District of Pennsylvania.

Bernard A. Friedman, to be United States District Judge for the Eastern District of Michigan.

Emilio M. Garza, to be United States District Judge for the Western District of Texas.

Thomas S. Zilly, to be United States District Judge for the Western District of Washington.

Page 7297

Nominations Received: Senate received the following nominations:

Robert S. Barrett IV, of Virginia, to be Ambassador to the Republic of Djibouti.

William G. Walker, of California, to be Ambassador to the Republic of El Salvador.

W. Allen Moore, of Virginia, to be Under Secretary of Commerce for International Trade.

S. Jay Plager, of Indiana, to be Administrator of the Office of Information and Regulatory Affairs.

Gary L. McDowell, of Louisiana, to be a Member of the National Council on the Humanities.

William P. Wright, Jr., of Texas, to be a Member of the National Council on the Humanities.

James E. Burnett, Jr., of Arkansas, to be Chairman of the National Transportation Safety Board.

4 Air Force nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

Routine lists of Army, Air Force, and Marine Corps nominations.

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Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the annual report of the National Endowment for the Arts and the National Council on the Arts for fiscal year 1987; which was referred to the Committee on Labor and Human Resources. (PM-131)

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Messages From the President: **Page 7263**

Messages From the House: **Page 7263**

Messages Ordered Placed on Calendar: **Page 7263**

Communications: **Page 7263**

Statements on Introduced Bills: **Page 7264**

Amendments Submitted: **Page 7268**

Additional Cosponsors: **Page 7265**

Authority for Committees: **Page 7269**

Notices of Hearings: **Page 7269**

Additional Statements: **Page 7270**

Recess: Senate convened at 10:30 a.m. and recessed at 6:18 p.m., until 9 a.m., on Wednesday, April 20, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 7282.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on prolonged budget estimates for fiscal year 1989, receiving testimony from John W. Bode, Assistant Secretary for Food and Consumer Services, Anna Kondratas, Administrator, and George A. Braley, Deputy Administrator for Special Nutrition Programs, both of the Food and Nutrition Service, Laura Sims, Administrator, Human Nutrition Information Service, and Dennis Kaplan, Division Chief, Budget Control and Analysis Division, Office of Budget and Program Analysis, all of the Department of Agriculture.

Hearings continue on Thursday, April 21.

APPROPRIATIONS—DEFENSE PRODUCTION RATES

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1989 for the Department of Defense, receiving testimony on Defense production rates from Robert B. Costello, Under Secretary of Defense for Acquisition.

Subcommittee will meet again on Thursday, April 21.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued hearings on proposed budget estimates for fiscal year 1989 for the Department of Housing and Urban Development, receiving further testimony from Carl Covitz, Under Secretary of Housing and Urban Development.

Subcommittee will meet again on Monday, April 25.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel completed its review of those programs which fall within the subcommittee's jurisdiction of proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, and agreed on recommendations it will make to the full committee thereon.

INTERMARKET COORDINATION ACT

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 2256, to provide a structure of coordination between the markets for stock, stock index futures and stock options, and to provide for an improved response to the international regulatory issues arising from the increasing worldwide linkage between markets, after receiving testimony from John W. Bachmann and Edward I. O'Brien, both of the Securities Industry Association, St. Louis, Missouri; John Damgard, Futures Industry Association, Washington, DC; Robert E. Rubin, Goldman Sachs and Co., and Thomas A. Russo, Cadwalader, Wickersham and Taft, both of New York, New York.

INTERNATIONAL TELECOMMUNICATIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Communication concluded hearings on current issues in international telecommunications, focusing on the imbalance in equipment trade, the strengths and weaknesses in the telecommunications provisions in the U.S.-Canada Free Trade Pact, and the VAN discussions with Japan and the United Kingdom, after receiving testimony from Dennis R. Patrick, Chairman, Federal Communications Commission; Alfred C. Sikes, Assistant Secretary of Commerce for Communications and Information; Parker Borg, Acting Coordinator and Director, Bureau of International Communications and Information Policy, Department of State; and Marian Barell, Deputy Assistant for the U.S. Trade Representative for Industry, Office of the U.S. Trade Representative.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Energy and Natural Resources: Committee held oversight hearings on the implementation of the U.S.-Canada Free Trade Agreement and the potential impacts on energy and natural resources industries, receiving testimony from Ambassador Clayton Yeutter, U.S. Trade Representative, Robert Reinstein, Director of Energy Policy, and Charles Roh, Assistant General Counsel, all of the Office of the U.S. Trade Representative; and William F. Martin, Deputy Secretary of Energy, and Scott L. Campbell, Director, Office of Policy, Planning and Analysis, both of the Department of Energy.

Hearings continue on Thursday, April 21.

WILD AND SCENIC RIVERS SYSTEM

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 1720 and H.R. 900, bills to protect and enhance the natural, scenic, cultural, and recreational values of certain segments of the New, Gauley, Meadow, and Bluestone Rivers in West Virginia for the benefit of present and future generations, after receiving testimony from Senator Rockefeller; Representative Rahall; Robert Stanton, Associate Director of Operations, National Park Service, Department of the Interior; Doug Maddy, Fayette County Chamber of Commerce, Oak Hill, West Virginia; and John Purbaugh, West Virginia Highlands Conservancy, Charleston;

S. 1850, to designate a section of the Columbia River, in Washington, as a study area for inclusion in the National Wild and Scenic Rivers System, after receiving testimony from Senator Adams; Washington State Senator George Sellar, Wenatchee; Laura Smith, The Nature Conservancy, Seattle, Washington; S. Timothy Wapato, Columbia River Inter-Tribal Fish Commission, Portland, Oregon; and Lonnie Selam, Sr., Yakima Indian Nation, Toppenish, Washington; and

S. 1914, to designate the Wildcat River, in New Hampshire, as a unit of the National Wild and Scenic Rivers System, after receiving testimony from Senators Humphrey and Rudman; and Roger French, Jackson Conservation Commission, and Frank DiFruscio, Jackson Board of Selectmen, both of Jackson, New Hampshire.

Testimony was also received on all the aforementioned bills from G. Edward Dickey, Deputy for Program Planning, Review and Evaluation, Office of the Assistant Secretary of the Army for Civil Works; George Leonard, Assistant Chief, Forest Service, Department of Agriculture; and W. Kent Olson, American Rivers, Inc., Washington, DC.

FAMILY SECURITY ACT

Committee on Finance: Committee began markup of S. 1511, to redesignate the Aid to Families with Dependent Children (AFDC) program as the Child Support Supplement program and require recipients of program benefits to participate in a State job opportunities and basic skills training program, and to set forth provisions affecting the determination, review, and collection of child support and the establishment of paternity, but did not complete action thereon, and will continue tomorrow.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of George F. Murphy, Jr., of Maryland, to be Deputy Director of the U.S. Arms Control and Disarmament Agency, and Frederick M. Bernthal, of Tennessee, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs, after the nominees testified and answered questions in their own behalf. Mr. Bernthal was introduced by Senator Domenici.

COMPLIANCE WITH FEDERAL ADVISORY COMMITTEE ACT

Committee on Governmental Affairs: Committee held hearings to review the Department of Defense/Strategic Defense Initiative Organization compliance with the Federal Advisory Committee Act (P.L. 96–523), receiving testimony from David O. Cooke, Deputy Assistant Secretary for Administration, and Arthur H. Ehlers, Director, Organizational and Management Planning, Defense Committee Management Officer, both of the Department of Defense; William Carroll, General Counsel, Strategic Defense Initiative Organization; Rosslyn Kleeman, Senior Associate Director, and Greg Ziombra, Assignment Manager, and Lynn Gibson, Senior Attorney, both of the Office of General Counsel, all of the General Accounting Office; Paul Weiss, Associate Administrator for Administration, and James Dean, Director, Committee Management Secretariat, both of the General Services Administration; F. Gary Davis, Chief Counsel, and Donald Campbell, Deputy Director, both of the Office of Government Ethics; and David L. Parnas, Queen's University, Ontario, Canada.

Hearings were recessed subject to call.

GOVERNMENT IN SUNSHINE ACT

Committee on Governmental Affairs: Subcommittee on Federal Spending, Budget and Accounting concluded oversight hearings on the implementation of the Government in Sunshine Act, after receiving testimony from Anne Graham, Commissioner, Consumer Product Safety Commission; Eric R. Glitzenstein, Public Citizen Litigation Group, Ellyn R. Weiss, Union of Concerned Scientists, and Claudia Withers, Women's Legal Defense Fund, all of Washington, DC; and Peter Prichard, Gannett Newspapers, representing the American Society of Newspaper Editors and the National Publishers Association, Reston, Virginia.

GAO FRAUD HOTLINE

Committee on Governmental Affairs: Subcommittee on Governmental Efficiency, Federalism, and the District of Columbia concluded hearings to review the operation of the General Accounting Office Fraud Hotline, focusing on Hotline statistics and examples of substantiated causes, after receiving testimony from Charles A. Bowsher, Comptroller General, and Gary Carbone, Director, Fraud Hot Line, and Hugh Delaney, Evaluator, both of the Office of Special Investigations, all of the General Accounting Office; Richard P. Kusserow, Inspector General, Department of Health and Human Services; Robert W. Beuley, Inspector General, Department of Agriculture; Derrick J. Vander Schaaf, Deputy Inspector General, Department of Defense; and Norman A. Zigrossi, Inspector General, Tennessee Valley Authority.

OSHA SAFETY AND HEALTH STANDARDS

Committee on Labor and Human Resources: Committee continued oversight hearings on the development and promulgation of safety and health standards and the enforcement of those standards by the Occupational Safety and Health Administration (OSHA), receiving testimony from James Scully, Safety Specialist, Safety Standards Division, Sheldon Weiner, John Martonik, Susan Harwood, Jennifer Silk, Peter Infante, and Imogene Rodgers, all Scientists, Ronald Sarnacki, Compliance Safety Officer (Irving, Texas), Michelle Vallon, Industrial Hygienist (Irving, Texas), and John Barry, Industrial Hygienist (Philadelphia, Pennsylvania), all of the Occupational Safety and Health Administration, Department of Labor; Mrs. David Snyder, Alliquippa, Pennsylvania; Mrs. John Simon, Rochester, Pennsylvania; Eileen Paumier, North Canton, Ohio; Dennis Herlyn, Parker, South Dakota; David Kellen, Sioux Falls, South Dakota; Mary Wall, Roslindale, Massachusetts; and Juanita Cox, San Juan, Texas.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered the following measures favorably reported:

An original bill authorizing funds for fiscal year 1989 for the Federal Election Commission (As approved by the committee, the bill authorizes $15,433,000);

S. Con. Res. 88, to facilitate the convening of a Silver Haired Congress in Washington, DC, in 1989, with amendments;

S. Con. Res. 114, to permit the Law Enforcement Torch Run for the Special Olympics Spring Games to use the Capitol grounds en route to Gallaudet University campus, on May 20, 1988;

An original resolution to authorize the purchase of U.S. Capitol Historical Society wall calendars for the use of the Senate;

An original resolution to amend S. Res. 28 (99th Cong.), relating to television and radio coverage of the Senate, to clarify the prohibition on the use of tape duplications of radio or television coverage of Senate proceedings;

An original resolution to pay a gratuity to the survivor of a deceased Senate employee;

An original resolution to pay a gratuity to the survivors of a deceased Senate employee;

S. 1722, to authorize establishment of the National Museum of the American Indian, Heye Foundation, within the Smithsonian Institution, and to establish a Memorial to the American Indian, with an amendment in the nature of a substitute; and

S. 1790, to authorize the expansion of the National Air and Space Museum at Washington Dulles International Airport.

COLUMBIA RIVER INDIAN FISHERIES MANAGEMENT

Select Committee on Indian Affairs: Committee concluded hearings to review the Columbia River Management Plan and enforcement of fishery regulations on the Columbia River, after receiving testimony from Rob Baracker, Acting Deputy Assistant Secretary of the Interior for Indian Affairs (Trust and Economic Development); Morgan Rees, Deputy for Policy, Planning, and Legislative Affairs, Office of the Assistant Secretary of the Army for Civil Works, Department of Defense; James L. Byrnes, Deputy Assistant Attorney General, Land and Natural Resources Division, Department of Justice; Clark R.

Bavin, Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service, Department of the Interior; Morris M. Pallozzi, Director, Office of Enforcement, National Marine Fisheries Service, Department of Commerce; Allen Pinkham, Nez Perce Indian Tribe, Lapwai, Idaho; Delbert Frank, Confederated Tribes of the Warm Springs Reservation, Warm Springs, Oregon; Levi George, Yakima Indian Nation, and Lonnie Selam, Sr., and Jeanette Lee, both of the Yakima Tribal Council, all of Toppenish, Washington; Johnny Jackson, Underwood, Washington; Howard Jim and Sammy Jim, both of the Celilo Village, Celilo, Oregon; Edity McCloud, Yelm, Washington; Mary Jim and Carrie Chapman, both of Wapapo, Washington; George Waters, Washington, DC, representing the Yakima Indian Nation; and Tim Wapapo, Intertribal Fish Commission, Portland, Oregon.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 4400–4416; and 7 resolutions, H.J. Res. 542–547, and H. Con. Res. 283 were introduced.

Page 7501

Report Filed: One report was filed as follows: Report entitled "Barriers To Prenatal Care: Can the United States Do More With Less" (H. Rept. 100–574).

Page 7501

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Passed and cleared for the President: S. 1609 (in lieu of H.R. 3185).

Passed and sent to the Senate without amendment: H.R. 1385, 2889, 3347, 3388, 3439, 3606, 3625, 3941, and 4099.

Passed over without prejudice: H.R. 2108, S. 393, H.R. 2358, 1491, 1672, 2684, 1864, 2682, and 2711.

Page 7298

Presidential Message—Arts: Received and read a message from the President wherein he transmits the annual report of the National Endowment for the Arts and the National Council on the Arts for fiscal year 1987—referred to the Committee on Education and Labor.

Page 7303

Printing: House agreed to the following resolutions authorizing printing:

S. Con. Res. 98, to authorize the printing of the annual three volume report "Developments in Aging: 1987" prepared by the Special Committee on Aging—clearing the measure;

Page 7303

H. Con. Res. 270, authorizing printing of a House report, previously printed in the Eighty-second Congress, concerning an investigation and study of the facts, evidence, and circumstances of the Katyn Forest massacre;

Page 7303

H. Res. 325, authorizing printing of the transcript of proceedings of the Committee on Government Operations incident to presentation of a portrait of the Honorable Jack Brooks.

Agreed to the Jones of Tennessee amendment that reduces the number of copies authorized to be printed; and

Page 7303

H. Res. 288, authorizing printing of the transcript of proceedings of the Committee on Foreign Affairs incident to presentation of a portrait of the Honorable Dante B. Fascell.

Agreed to the Jones of Tennessee amendment that reduces the number of copies authorized to be printed.

Page 7304

Suspensions: House voted to suspend the rules and pass the following measures:

National Trails System: H.R. 2641, amended, to amend the National Trails System Act to provide for cooperation with State and local governments, for the improved management of certain Federal lands;

Page 7305

Tuskegee Institute Historic Site: H.R. 3869, amended, to amend the Act providing for the establishment of the Tuskegee University National Historic Site, Alabama, to authorize an exchange of properties between the United States and Tuskegee University. Agreed to amend the title;

Page 7308

Pipeline safety reauthorization: H.R. 2266, amended, to amend the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipeline Safety Act of 1979 to authorize appropriations for fiscal years 1988 and 1989;

Page 7309

Coast Guard closures: H.R. 4389, to amend the Demonstration Cities Metropolitan Development Act of 1966 to provide relocation assistance to certain persons affected by closures of Coast Guard bases and installations;

Page 7320

INF Treaty: H. Res. 422, to support the INF Treaty and to provide for the continued security of NATO (agreed to by a yea-and-nay vote of 393 yeas to 7 nays, Roll No. 55); and

Pages 7320, 7339

Dial-a-Porn prevention: H.R. 4401, to amend the Communications Act of 1934 with respect to Dail-a-

Porn (passed by a yea-and-nay vote of 380 yeas to 22 nays with 1 voting "present", Roll No. 56).

Pages 7330, 7341

Religious freedom in Ukraine: House passed and cleared for the President S.J. Res. 235, deploring the Soviet Government's active persecution of religious believers in Ukraine.

Page 7341

School Improvement Act: House agreed to the Bliley motion to reject section 6101 (Dial-a-Porn provisions) of the conference report on H.R. 5, to improve elementary and secondary education—so the conference report was rejected. Earlier, a point of order was sustained against said language.

Page 7355

By a yea-and-nay vote of 397 yeas to 1 nay, Roll No. 58, House agreed to the Bliley motion that the House recede from its disagreement to the Senate amendment to H.R. 5, and agree to the Senate amendment with an amendment consisting of the text of the conference report not rejected together with the text of section 7003 of the Senate amendment as a substitute for the language rejected—clearing the measure for Senate action.

Page 7355

H. Res. 427, the rule waiving certain points of order against the conference report and its consideration, was agreed to earlier by a voice vote.

Page 7346

Agreed to the Lott amendment in the nature of a substitute, after failing to order the previous question on the rule by a yea-and-nay vote of 131 yeas to 272 nays with 1 voting "present", Roll No. 57.

Page 7354

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 7339, 7340, 7354, 7484. There were no quorum calls.

Adjournment: Met at noon and adjourned at 7:49 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Navy Shipbuilding and Conversion. Testimony was heard from the following officials of the Department of the Navy: Everett Pyatt, Assistant Secretary (Shipbuilding and Logistics); VAdm. William H. Rowden, USN, Commander, Naval Sea Systems Command; and VAdm. J.W. Nyquist, USN, Assistant Chief of Naval Operations, Surface Warfare.

The Subcommittee also held a briefing on shipbuilding programs. The Subcommittee was briefed by officials of the GAO.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held a hearing on NASA. Testimony was heard from James C. Fletcher, Administrator, NASA.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Geological Survey. Testimony was heard from Dallas L. Peck, Director, Geological Survey, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the Corporation for Public Broadcasting, Federal Mine Safety and Health Review Commission, and on the National Council on the Handicapped. Testimony was heard from the following officials of the Corporation for Public Broadcasting: Howard D. Gutin, Chairman of the Board; Donald E. Ledwig, President and Chief Executive Officer; and Frederick DeMarco, Vice President and Treasurer; Ford Ford, Chairman, Federal Mine Safety and Health Review Commission; and Sandra Parrino, Chairperson, National Council on the Handicapped.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on Secretary of the Treasury. Testimony was heard from James A. Baker III, Secretary of the Treasury.

BURDENSHARING ISSUES

Committee on Armed Services: Defense Burdensharing Panel held a hearing on U.S. and allied security interests in the Pacific, how the cost of defending those interests is shared by the U.S. and its allies, and alternative defense strategies for the region. Testimony was heard from public witnesses.

UNIVERSITY RESEARCH INITIATIVE PROGRAM

Committee on Armed Services: Subcommittee on Research and Development held a hearing on the University Research Initiative program. Testimony was heard from Representatives Sabo and Fazio; George P. Millburn, Acting Deputy Under Secretary, Research and Advanced Technology, Department of Defense; and public witnesses.

DISTRICT OF COLUMBIA SUPREME COURT

Committee on the District of Columbia: Subcommittee on Judiciary and Education held a hearing on H.R. 4366, Supreme Court of the District of Columbia Establishment Act. Testimony was heard from the following officials of the District of Columbia: Frederick Cooke, Jr., Corporation Counsel; and William C. Pryor, Chief Judge, Court of Appeals; and a public witness.

Hearings continue April 28.

PROHIBIT EXPORTS OF MILITARY EQUIPMENT

Committee on Foreign Affairs: Ordered reported amended H.R. 3651, to prohibit exports of military equipment to countries supporting international terrorism, and to strengthen certain reporting requirements on arms exports.

REAUTHORIZATION OF OPIC

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade approved for full Committee action reauthorization of the Overseas Private Investment Corporation.

FEC AUTHORIZATION; VOTER LEGISLATION

Committee on House Administration: Subcommittee on Elections approved for full Committee action the Federal Elections Commission fiscal year 1989 authorization.

The Subcommittee also held a hearing on the following bills: H.R. 3950, Universal Voter Registration Act of 1988; and H.R. 3023, Voter Participation Act of 1987. Testimony was heard from public witnesses.

ESTABLISH THE HERITAGE PRESERVATION COMMISSION

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 3313, to establish in the Department of the Interior the Heritage Preservation Commission. Testimony was heard from Representatives Murtha and Shuster; Denis Galvin, Deputy Director, National Park Service, Department of the Interior; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held an oversight hearing on potential impacts of the proposed U.S.-Canada Free Trade Agreement on California and Pacific Northwest Power Resources. Testimony was heard from James J. Jura, Administrator, Bonneville Power Administration, Department of Energy; and public witnesses.

COAST GUARD POLICY REGARDING NON-EMERGENCY TOWING

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on the United States Coast Guard policy regarding non-emergency towing. Testimony was heard from the following officials of the U.S. Coast Guard, Department of Transportation: Adm. Paul A. Yost, Commandant; RAdm. Clyde E. Robbins, Chief, Office of Operations; and Capt. Kenneth C. Hollemon, Chief, Search and Rescue Division; and public witnesses.

MARINE SANCTUARIES PROGRAM REAUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment held a joint hearing on the reauthorization of the Marine Sanctuaries Program. Testimony was heard from Representatives Fascell, Alexander and Lagomarsino; John Carey, Deputy Assistant Administrator, NOAA, Department of Commerce; David Gackenback, Chief, Concessions Division, National Park Service, Department of the Interior; and public witnesses.

COMMUTER AIRLINE SAFETY

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on commuter airline safety. Testimony was heard from John Lauber, member, National Transportation Safety Board; T. Allan McArtor, Administrator, FAA, Department of Transportation; and public witnesses.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on Rules: Heard testimony from Chairman Aspin and Representatives Bennett, Bustamante, Brennan, Fascell, Chappell, AuCoin, LaFalce, Sharp, Solarz, Stenholm, Wyden, Cooper, Torricelli, Collins, Spratt, Dickinson, Bateman, Broomfield, Ritter, Morrison of Washington, Shaw, Smith of New Jersey, Armey, DeLay, Buechner and Saiki, but no action was taken, on H.R. 4264, National Defense Authorization Act, Fiscal Year 1989.

Recessed subject to call.

MISCELLANEOUS MEASURES

Committee on Science, Space and Technology: Subcommittee on Science, Research and Technology approved for full Committee action amended the following: the National Bureau of Standards and related agencies authorization for fiscal year 1989, and the NSF authorization for fiscal years 1989 and 1990.

Joint Meeting

EMPLOYMENT IN THE YEAR 2000

Joint Economic Committee: Subcommittee on Investment, Jobs and Prices concluded hearings to examine current national policies on education, employment and training and their effectiveness, after receiving testimony from Ann McLaughlin, Secretary of Labor; Donald Hilty, Chrysler Corporation, Detroit, Michigan; Rody Oswald, AFL–CIO, Washington, DC; Martha N. Ozawa, Washington University, St. Louis, Missouri; and Arnold Packer, The Hudson Institute, Alexandria, Virginia.

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Wednesday, April 20, 1988

Senate

Chamber Action

Routine Proceedings, pages 7537–7665

Measures Introduced: Four bills were introduced, as follows: S. 2297–2300.

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Measures Reported: Reports were made as follows:

S. 2037, to amend the Presidential Transition Act of 1963 to provide for a more orderly transfer of executive power in connection with the expiration of the term of office of a President, with an amendment in the nature of a substitute. (S. Rept. No. 100–317)

S. 1378, to provide for setting aside the first Thursday in May as the date on which the National Day of Prayer is celebrated.

Page 7646

Measures Passed:

Private Relief: Senate passed H.R. 3439, for the relief of Marisela, Felix, and William Marrero.

Page 7660

Indian Development Finance Corporation Act: Senate passed S. 721, to provide for and promote the economic development of Indian tribes by furnishing the necessary capital, financial services, and technical assistance to Indian-owned business enterprises and to stimulate the development of the private sector of Indian tribal economics, after agreeing to a committee amendment in the nature of a substitute and Byrd (for Inouye) Amendment No. 1972, of a technical nature.

Page 7660

Wartime Reparations: By 69 yeas to 27 nays (Vote No. 105), Senate passed H.R. 442, to implement the recommendations of the Commission on Wartime Relocation and Internment of Civilians, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1009, Senate companion measure, after agreeing to a modified committee amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows:

Pages 7542, 7609

Adopted:

(1) Helms modified Amendment No. 1969, to provide that nothing in the Act shall be construed as recognition of any claim of Mexico or any other country or any Indian tribe (except as expressly provided with respect to the Aleut Tribe of Alaska) to any territory or other property of the United States, nor shall it be construed as providing any basis for compensation in connection with any such claim.

Page 7620

(2) Hatch Amendment No. 1970, to strike the language limiting appointment to some of the positions on the Board of Directors on the basis of national origin.

Page 7619

Rejected:

(1) Hecht Amendment No. 1919, to remove the authorization of appropriations and other funding, disbursement, and expenditure provisions. (By 67 yeas to 30 nays (Vote No. 102), Senate tabled the amendment.)

Page 7542

(2) Helms Amendment No. 1968, to provide that no funds may be appropriated in any year in which there will be a budget deficit. (By 61 yeas to 35 nays (Vote No. 103), Senate tabled the amendment.)

Page 7610

(3) Helms Amendment No. 1971, to require the Government of Japan to compensate the families of the men and women killed as a result of the Japanese bombing of Pearl Harbor on December 7, 1941, before any awards are paid out under the Act. (By 91 yeas to 4 nays (Vote No. 104), Senate tabled the amendment.)

Page 7620

S. 1009, companion measure, was subsequently indefinitely postponed.

Page 7659

Constitutional Amendment on Campaign Spending Limitations: Senate resumed consideration of S.J. Res. 282, proposing an amendment to the Constitution of the United States relative to contributions and expenditures intended to affect congressional and Presidential elections, with amendments proposed thereto, as follows:

Page 7643

Pending:

(1) Gramm Amendment No. 1954, in the nature of a substitute.

(2) Hollings Amendment No. 1955 (to Amendment No. 1954), of a perfecting nature.

(3) Hollings Amendment No. 1956 (to Amendment No. 1955), of a perfecting nature.

(4) Gramm Motion to recommit the joint resolution to the Committee on the Judiciary, with instructions to report back forthwith, with an amendment in the nature of a substitute.

(5) Hollings Amendment No. 1957 (to the motion to recommit), of a perfecting nature.

(6) Byrd Amendment No. 1958 (to Amendment No. 1958), of a perfecting nature.

Page 7643

A motion was entered to close further debate on Hollings Amendment No. 1957 (to the motion to recommit the bill), and, pursuant to the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion would occur on Friday, April 22.

Page 7643

A unanimous-consent agreement was reached in relation to further consideration of the bill on Thursday, April 21.

Page 7643

Augustus F. Hawkins-Robert T. Stafford Elementary and Secondary School Improvement Amendments of 1988: Senate concurred in the amendment of the House to the Senate amendment to H.R. 5, to improve elementary and secondary education.

Page 7556

Appointments:

National Economic Council: The Presiding Officer, on behalf of the President pro tempore, and upon the recommendation of the Minority Leader, pursuant to Public Law 100-203, appointed Senator Domenici and Mr. Dean Kleckner to the National Economic Council.

Page 7644

Motion To Request Attendance: During today's proceedings, the following action also occurred:

By 73 yeas to 22 nays (Vote No. 101), Senate agreed to a motion to request the attendance of absent Senators.

Page 7542

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting an Agreement Between the United States and the Kingdom of the Netherlands on Social Security, consisting of a principal agreement and an administrative arrangement, signed at The Hague on December 8, 1987; which was referred to the Committee on Finance. (PM-132)

Page 7644

Nominations Received: Senate received the following nominations:

Daniel A. O'Donohue, of Virginia, to be Ambassador to the Kingdom of Thailand.

John K. Stewart, of California, to be a Member of the Board of Directors of the National Consumer Cooperative Bank.

Salvatore R. Martoche, of New York, to be a Member of the National Mediation Board.

Page 7665

Messages From the President: **Page 7644**

Messages From the House: **Page 7644**

Measures Referred: **Page 7645**

Measures Read First Time: **Page 7645**

Measures Ordered Placed on Calendar: **Page 7645**

Communications: **Page 7645**

Statements on Introduced Bills: **Page 7646**

Amendments Submitted: **Page 7652**

Additional Cosponsors: **Page 7651**

Authority for Committees: **Page 7653**

Notices of Hearings: **Page 7653**

Additional Statements: **Page 7654**

Quorum Calls: One quorum call was taken today. (Total—17)

Page 7542

Record Votes: Five record votes were taken today. (Total—105)

Pages 7542, 7555, 7613, 7622, 7639

Recess: Senate convened at 9 a.m., and recessed at 5:40 p.m., until 9:30 a.m., on Thursday, April 21, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 7664.)

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered the following measures favorably reported:

S. 2156, to amend the National School Lunch Act to require eligibility for free lunches to be based on the nonfarm income poverty guidelines prescribed by the Office of Management and Budget;

S. 1652, to authorize funds to establish a plant stress and water conservation research laboratory and program at Lubbock, Texas, with an amendment; and

S. 1516, to amend the Federal Insecticide, Fungicide, and Rodenticide Act to revise pesticide registration requirements and procedures, with amendments.

APPROPRIATIONS—DEPARTMENT OF JUSTICE (DRUG ENFORCEMENT)

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for drug enforcement and coordination programs of the Department of Justice, receiving testimony from Edwin Meese III, Attorney General for the United States, John C. Lawn, Administrator, Drug Enforcement Administration, Alan C. Nelson, Commissioner, Immigration and Naturalization Service, J. Michael Quinlan, Director, Bureau of Prisons, Stanley E. Morris, Director, U.S. Marshals Service, and William S. Sessions, Director, Federal Bureau of Investigation, all of the Department of Justice.

Subcommittee will meet again on Thursday, April 28.

APPROPRIATIONS—TERRITORIAL GOVERNMENTS

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for territorial governments, receiving testimony from Mark S. Hayward, Deputy Assistant Secretary of the Interior for Territorial and International Affairs; Delegate DeLugo, Virgin Islands Governor Alexander Farrelly; Delegate Sunia; American Samoa Governor A.P. Lutali; Guam Lt. Governor Frank Blas; Commonwealth of the Northern Mariana Islands Lt. Governor Pedro A. Tenorio; Federated States of Micronesia Resident Representative Jesse Marehalau; Republic of the Marshall Islands Chief Secretary Oscar deBrum; and Republic of Palau Special Assistant to the President Haruo Wilter;

Subcommittee will meet again on Tuesday, April 26.

APPROPRIATIONS—SOCIAL SECURITY/ HEALTH CARE FINANCING

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Dorcas R. Hardy, Commissioner of Social Security, and William L. Roper, Administrator, Health Care Financing Administration, both of the Department of Health and Human Services.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1989 for military construction and family housing programs, receiving testimony from Jack Katzen, Assistant Secretary of Defense for Production and Logistics; Michael W. Owen, Principal Deputy Assistant Secretary of the Army for Installations and Logistics; and Maj. Gen. Peter J. Offringa, Assistant Chief of Engineers, Department of the Army.

Subcommittee will meet again on Wednesday, April 27.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Conventional Forces and Alliance Defense completed its review of those programs which fall within the subcommittee's jurisdiction of proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, and agreed on recommendations it will make to the full committee thereon.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support completed its review of those programs which fall within the subcommittee's jurisdiction of proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, and agreed on recommendations it will make to the full committee thereon.

MARKET MANIPULATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings on market manipulation, focusing on the practice of front-running, which involves trading while in possession of material non-public information concerning orders or transactions that affect or could affect the market price of the instrument purchased or sold, after receiving testimony from Robert G. Kirby, Capital Guardian Trust Company, Los Angeles, California; Roland Machold, New Jersey Division of Investment, Trenton; and Robert A. Kanter, ARBCO Limited Partnership, Victor Sperandeo, Hugo Securities, and R. Steven Wunsch, Kidder Peabody and Company, all of New York, New York.

AVIATION SAFETY

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded hearings to review the findings and recommendations of the Aviation Safety Commission and the Congressional Office of Technology Assessment (OTA) on the current air safety programs administered by the Federal Aviation Administration and in the airline industry, after receiving testimony from John M. Albertine, Chairman, Aviation Safety Commission; Edith Page, Transportation Project Director, Office of Technology Assessment; Najeeb Halaby, Dulles Access Rapid Transit, Inc., Vienna, Virginia; Donald Engen, Alexandria, Virginia; and J. Lynn Helms, Westport, Connecticut.

MARINE ENVIRONMENT

Committee on Environment and Public Works: Subcommittee on Environmental Protection held hearings to review environmental trends and conditions in marine and coastal waters, receiving testimony from William Evans, Under Secretary for Oceans and Atmosphere, National Oceanic and Atmospheric Administration, Department of Commerce; A. James Barnes, Deputy Administrator, Environmental Protection Agency; Robert Niblock, Director, Oceans and Environment Program, Office of Technology Assessment; Cliff Curtis, Oceanic Society, Washington, DC; Sarah J. Taylor, Maryland State Department of Natural Resources, Annapolis, representing the Coastal States Organization; Trudy Coxe, Save the Bay, Providence, Rhode Island; Donald Boesch, Louisiana University Marine Consortium, Shauvin; Kenelm Coons, New England Fisheries Development Foundation, Boston, Massachusetts; and William Gordon, New Jersey Marine Sciences Consortium, Fort Hancock.

Hearings were recessed subject to call.

FAMILY SECURITY ACT

Committee on Finance: Committee ordered the following measure favorably reported:

S. 1511, to amend title IV of the Social Security Act to replace the Aid to Families with Dependent Children Program with a comprehensive program of mandatory child support and work training which provides for transitional child care and medical assistance, benefits improvement, and mandatory extension of coverage to two-parent families, and which reflects a general emphasis on shared and reciprocal obligation, program innovation, and organizational renewal, with amendments; and

H.R. 1720, to replace the existing AFDC program with a new Family Support Program which emphasizes work, child support, and need-based family support supplements, to amend title IV of the Social Security Act to encourage and assist needy children and parents under the new program to obtain the education, training, and employment needed to avoid long-term welfare dependence, and to make other necessary improvements to assure that the new program will be more effective in achieving its objectives, without recommendation.

TREATIES

Committee on Foreign Relations: Committee concluded hearings on treaties relating to mutual legal assistance in criminal matters, including the Treaty with the United Kingdom of Great Britain and Northern Ireland concerning the Cayman Islands relating to Mutual Legal Assistance in Criminal Matters (Treaty Doc. No. 100-8), the Mutual Legal Assistance Cooperation Treaty with Mexico (Treaty Doc. 100-13), the Treaty with Canada on Mutual Legal Assistance in Criminal Matters (Treaty Doc. No. 100-14), the Treaty with Belgium on Mutual Legal Assistance in Criminal Matters (Treaty Doc. No. 100-16), the Treaty with the Commonwealth of the Bahamas on Mutual Assistance in Criminal Matters (Treaty Doc. No. 100-17), and a proposed Treaty with Thailand, after receiving testimony from Mary Mochary, Principal Deputy Legal Adviser, Department of State; and Mark M. Richard, Deputy Assistant Attorney General, Criminal Division, Department of Justice.

OSHA SAFETY AND HEALTH STANDARDS

Committee on Labor and Human Resources: Committee continued oversight hearings on the development and promulgation of safety and health standards and the enforcement of those standards by the Occupational Safety and Health Administration (OSHA), receiving testimony from John A. Pendergrass, Assistant Secretary of Labor for Occupational Safety and Health; Frank A. White, Deputy Assistant Secretary of Labor; and Michael E. Baroody, Assistant Secretary of Labor for Policy.

Hearings continue on Tuesday, April 26.

INDIAN HOUSING

Select Committee on Indian Affairs: Committee concluded hearings on S. 1987, to establish a separate program to provide housing assistance for Indians and Alaska Natives, after receiving testimony from Kenneth J. Beirne, Assistant Secretary for Public Development and Research, and Patricia Arnaudo, Deputy Director, Office of Indian Housing, both of the Department of Housing and Urban Development; Virginia Spencer, National American Indian Housing Council, Harold O. Wilson, and Ed Fagan, both of the Housing Assistance Council, all of Washington, DC; Charlotte Black Elk, Oglala Sioux Tribal Housing Authority, Pine Ridge, South Dakota; Joseph Laban, Hopi Tribal Housing Authority, Second Mesa, Arizona; Fred Thompson, Navajo Housing Authority, Window Rock, Arizona; Roger Jourdain, Red Lake Band of Chippewa Indians, and George Gaaswig, Red Lake Reservation Housing Authority, both of Red Lake, Minnesota; Michael Allen, and Julie Valiere, both of Lac du Flambeau Band of Chippewas, Lac du Flambeau, Wisconsin; Bill Anoatubby, Chickasaw Nation of Oklahoma, and Ted Key, Chickasaw Housing Authority, both of Ada, Oklahoma; Raymond White Tail Feather, Assiniboine and Sioux Tribes of the Fort Peck Reservation, Poplar, Montana; Hilda Garcia, United South and Eastern Tribes, Nashville, Tennessee; and William Colgrove, Hoopa Tribe, Hoopa, California.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 4417–4438; 2 private bills, H.R. 4439–4440; and 6 resolutions, H.J. Res. 548–549, H. Con. Res. 284, and H. Res. 429–431 were introduced.

Page 8090

Bills Reported: Reports were filed as follows:

H.R. 3193, to provide for the acquisition and publication of data about crimes that manifest prejudice based on race, religion, sexual orientation, or ethnicity (H. Rept. 100–575);

Conference report on H.R. 3, to enhance the competitiveness of American industry (H. Rept. 100–576); and

H. Res. 430, waiving all points of order against the conference report on H.R. 3, to enhance the competitiveness of American industry, and against the consideration of such conference report (H. Rept. 100–577).

Page 8090

Budget: House disagreed to the Senate amendment to H. Con. Res. 268, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991; and agreed to a conference. Appointed as conferees: Representatives Gray of Pennsylvania, Foley, Lowry of Washington, Williams, Frost, Schumer, Slattery, Atkins, Guarini, Durbin, Latta, Gradison, Goodling, Denny Smith, Edwards of Oklahoma, Thomas of California, and Rogers.

Pages 7666, 7994

Agreed to the Thomas of California motion to instruct House conferees to negotiate a funding level in the fiscal year 1989 budget resolution that emphasizes the high priority of fighting the war on drugs but that nevertheless continues to comply with the discretionary spending caps and the revenue level agreed to in the Budget Summit by the President and joint leadership of Congress on November 20, 1987 (agreed to by a yea-and-nay vote of 412 yeas, Roll No. 59).

Page 7667

Committee Chairman Election: House agreed to H. Res. 429, electing Representative Anderson Chairman of the Committee on Public Works and Transportation.

Page 7985

Presidential Message—U.S.-Netherlands Social Security Agreement: Received and read a message from the President wherein he transmits the Agreement between the United States of America and the Kingdom of the Netherlands on Social Security—referred to the Committee on Ways and Means and ordered printed (H. Doc. 100–182).

Page 7985

Legalization Application Extension: By a recorded vote of 213 ayes to 201 noes, Roll No. 61, the House passed H.R. 4222, to amend the Immigration and Nationality Act to extend for 6 months the application period under the legalization program.

Pages 7988, 7994

Agreed to the committee amendment in the nature of a substitute.

Page 8012

Agreed to the Shaw amendment, as modified, that provides for the use of fraudulent documents as evidence in deportation proceedings if the individual, willingly and knowingly, used such documents to make application for the extension provided for by the bill.

Page 8011

Rejected the Gekas amendment that sought to provide for a six-month extension of the present application period for those persons who demonstrate "good cause"—such as health or logistical reasons—for failing to apply for legalization before the end of the period (rejected by a recorded vote of 167 ayes to 246 noes, Roll No. 60).

Page 8002

Agreed to amend the title.

Page 8013

The Clerk was authorized to make necessary technical corrections, including parenthetical United States Code citations, in the engrossment of the bill.

Page 8013

H. Res. 428, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 7985

Digestive Disease Month: House passed H.J. Res. 421, designating May 1988 as "National Digestive Disease Awareness Month".

Page 8060

National Fishing Week: House passed and cleared for the President S.J. Res. 190, to authorize and request the President to issue a proclamation designating June 6–12, 1988 as "National Fishing Week".

Page 8061

National Arbor Day: House passed and cleared for the President S.J. Res. 247, to authorize the President to proclaim the last Friday of April 1988 as "National Arbor Day".

Page 8062

Child Abuse Prevention Month: House passed and cleared for the President S.J. Res. 246, to designate the month of April, 1988, as "National Child Abuse Prevention Month".

Page 8062

Gratitude for Law Enforcement Personnel: House passed and cleared for the President S.J. Res. 227, to express gratitude for law enforcement personnel.

Page 8062

World Population Awareness Week: House passed H.J. Res. 148, to designate the week beginning April 20, 1987, as "World Population Awareness Week".

Page 8062

Agreed to the Dymally amendment that changes the designated week to the week beginning April 17, 1988.

Page 8063

Agreed to amend the preamble and the title.

8063

Older Americans Month: House passed H.J. Res. 508, designating May 1988 as "Older Americans Month".

8064

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 7671, 8009, 8013. There were no quorum calls.

Adjournment: Met at 2 p.m. and adjourned at 8:49 p.m.

Committee Meetings

AGRICULTURAL CREDIT ACT IMPLEMENTATION

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing to review the implementation of the Agricultural Credit Act of 1987 (P.L. 100–233). Testimony was heard from Representative Dorgan of North Dakota; Roland R. Vautour, Under Secretary, Small Community and Rural Development, USDA; from the following officials of the Farm Credit Administration: Frank W. Naylor, Jr., Chairman; Marvin R. Duncan and Jim R. Billington, both members of the Board; Eric P. Thor, President and Chief Executive Officer, Farm Credit System Assistance Board; and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Navy Aircraft Procurement. Testimony was heard from the following officials of the Department of the Navy: VAdm. R.F. Dunn, USN, Deputy Chief of Naval Operations (Air Warfare); and Lt. Gen. K.A. Smith, USMC, Deputy Chief of Staff, Aviation.

The Subcommittee also held a hearing on Operation and Maintenance Overview. Testimony was heard from John A. Flinn, Director, Operations, Office of the Assistant Secretary (Comptroller), Department of Defense.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Agencies held a hearing on International AIDS Prevention and Control, and Export-Import Bank. Testimony was heard from Brad Langmaid, Deputy Assistant Administrator, AID, U.S. International Development Agency; and John A. Bohn, President and Chairman, Export-Import Bank.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies concluded hearings on NASA. Testimony was heard from James C. Fletcher, Administrator, NASA.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Endowment for the Arts. Testimony was heard from Francis S.M. Hodsoll, Chairman, National Endowment for the Arts.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on National Labor Relations Board, Occupational Safety and Health Review Commission, Railroad Retirement Board, and Railroad Retirement Board-Inspector General. Testimony was heard from James M. Stephens, Chairman, National Labor Relations Board; E. Ross Buckley, Chairman, U.S. Occupational Safety and Health Review Commission; and from the following officials of the Railroad Retirement Board: Robert A. Gielow, Chairman; and William J. Doyle III, Inspector General.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on OMB. Testimony was heard from James C. Miller III, Director, Office of Management and Budget.

DEFENSE BUDGET

Committee on Armed Services: Committee discussed an amendment to be offered by Representative Kyl to H.R. 4264, National Defense Authorization Act, Fiscal Year 1989, regarding the sense of Congress calling for modest but sustained real growth in defense budgets.

BURDENSHARING IN THE PERSIAN GULF

Committee on Armed Services: Defense Burdensharing Panel held a hearing on U.S. and allied security interests in the Persian Gulf, how the cost of defending those interests is shared by the U.S. and its allies, and alternative defense strategies for the region. Testimony was heard from Stanley Sloan, Congressional Research Service, Library of Congress; and public witnesses.

ACCIDENTAL LAUNCH PROTECTION SYSTEM CONCEPT

Committee on Armed Services: Strategic Defense Initiative Panel held a hearing on the accidental launch protection system concept. Testimony was heard from public witnesses.

MILITARY DEPARTMENT ACQUISITION REORGANIZATION

Committee on Armed Services: Subcommittee on Investigations held a hearing on the implementation of the military department acquisition reorganization required by Title V of the Goldwater-Nichols Department of Defense Reorganization Act of 1986. Testimony was heard from Bill W. Thurman, Deputy Director, National Security and International Affairs Division, GAO.

OVERSIGHT—INTERSTATE DRUG TRAFFICKING

Committee on the District of Columbia: Subcommittee on Fiscal Affairs and Health and the Select Committee on Narcotics Abuse and Control held a joint oversight hearing on interstate drug trafficking in the Washington Metropolitan Area. Testimony was heard from Representatives Wolf and Hoyer; from the following officials of the Department of Justice: Joe D. Whitley, Deputy Assistant Attorney General/Criminal Division; and Norton J. Wilder, Special Agent in Charge, Washington Field Office, Drug Enforcement Administration; Phillip McGuire, Associate Director for Enforcement, Bureau of Alcohol, Tobacco, and Firearms, Department of the Treasury; Deputy Chief Robert E. Langston, Commander, Operations Division, U.S. Park Police, Department of the Interior; from the following officials of the District of Columbia: Marion S. Barry, Jr., Mayor; and Maurice Turner, Police Chief; from the following members of the Board, Arlington County, Virginia: Albert C. Eisenberg and William T. Newman, Jr.; Russell E. Hamill, Assistant Chief Administrative Officer, Montgomery County, Maryland; Gerry Hyland, Supervisor, Mount Vernon District, Board of Supervisors, Fairfax County, Virginia; and public witnesses.

JOBS FOR EMPLOYABLE DEPENDENT INDIVIDUALS ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on H.R. 2246, Jobs for Employable Dependent Individuals Act of 1987. Testimony was heard from public witnesses.

OSHA'S FIRE BRIGADE STANDARD

Committee on Education and Labor: Subcommittee on Health and Safety held a hearing on OSHA's Fire Brigade Standard, focusing on the standards for personal protective equipment. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Select Education held an oversight hearing on the Office of Educational Research and Improvement. Testimony was heard from Eleanor Chelimsky, Director, Program Evaluation and Methodology Division, GAO; Chester E. Finn, Jr., Assistant Secretary, Office of Educational Research and Improvement, Department of Education; and public witnesses.

Hearings continue tomorrow.

LONG-TERM CARE INSURANCE

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on the development of Long-Term Care Insurance. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on the Federal District Court decision which loosens MFJ provisions restricting the Regional Bell Operating Companies from providing information services. Testimony was heard from public witnesses.

PROHIBIT INVESTMENTS IN SOUTH AFRICA

Committee on Foreign Affairs: Subcommittee on Africa and the Subcommittee on International Economic Policy and Trade approved for full Committee action amended H.R. 1580, to prohibit investments in, and certain other activities with respect to, South Africa.

RECORDS CONCERNING LIVE SIGHTINGS OF PRISONERS OF WAR

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on H.R. 2260, to direct the heads of Federal departments and agencies holding records concerning reported live sightings of American military personnel classified as prisoners of war or missing in action in Southeast Asia to make such records available to the public. Testimony was heard from Representatives Smith of New Hampshire and Davis of Illinois; from the following officials of the Department of Defense: Karl Jackson, Deputy Assistant Secretary, East Asian and Pacific Affairs; and Col. Joseph Slatter, Chief, Special Office, Prisoners of War and Missing in Action, Defense Intelligence Agency; and public witnesses.

MISCELLANEOUS MEASURE; UNITED STATES-SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East approved for full Committee action H. Con. Res. 274, commending Prime Minister Ozal of Turkey and Prime Minister Papandreou of Greece for their statesmanship in initiating their current dialog.

The Subcommittee also continued hearings on the United States-Soviet Relations: Trade and Joint Ventures. Testimony was heard from public witnesses.

Hearings continue April 27.

TORTURE VICTIM PROTECTION ACT

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action H.R. 1417, Torture Victim Protection Act of 1987.

POLITICAL SITUATION IN PANAMA AND OPTIONS FOR U.S. POLICY

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs held a hearing on the Political Situation in Panama and Options for U.S. Policy, Part I. Testimony was heard from former Representative Joel Pritchard of Washington, member, Consultative Committee of the Panama Canal Commission; Jack H. Vaughan, former Assistant Secretary, Inter-American Affairs, Department of State and former U.S. Ambassador to Panama; and Francis J. McNeil, former Deputy Assistant Secretary, Intelligence and Research, Department of State and former U.S. Ambassador to Costa Rica.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 3977, amended, to authorize appropriations for the Mining and Mineral Resources Research Institute Act for fiscal years 1990 through 1993; H.R. 2737, amended, Continental Scientific Drilling and Exploration Act; H.R. 2558, amended, to authorize the Secretary of the Interior to take corrective action to protect certain portions of the Franklin County, WA, road system within the Federal Columbia Basin reclamation project; H.R. 4267, amended, to authorize additional appropriations for the WEB Rural Water Development Project; and H.R. 3819, to prohibit additional appropriations for the analysis and study for the Shaws Bend site of the Colorado Coastal Plains project.

FAIR HOUSING AMENDMENTS ACT

Committee on the Judiciary: Began markup of H.R. 1158, Fair Housing Amendments Act of 1987. Will continue tomorrow.

SITUATION IN PANAMA

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf held a hearing on American's residing in Panama and employees of the Panama Canal Commission will provide their individual perspective of the situation in Panama and the impact on their personal lives. Testimony was heard from public witnesses.

SUPERFUND CLEAN UP PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the EPA's implementation of the Federal Superfund clean up program. Testimony was heard from Senator Lautenberg; from the following officials of the EPA: Lee M. Thomas, Administrator; and J. Winston Porter, Assistant Administrator, Solid Waste and Emergency Response; and Joel Hirschhorn, Project Director, Superfund Implementation Study, Office of Technology Assessment.

OMNIBUS TRADE AND COMPETITIVENESS ACT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 3, Omnibus Trade and Competitiveness Act of 1988, and against its consideration. The rule provides four hours of debate, and provides that any motion to recommit the conference report with instructions if offered by Representative Michel or his designee shall be debatable for not to exceed twenty minutes. Testimony was heard from Chairman Rostenkowski and Representatives Gibbons, Stenholm, Ford of Michigan, LaFalce, Florio, Duncan, Jeffords, and Bartlett.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development approved for full Committee action the Department of Energy fiscal year 1989 authorization.

SELF-EMPLOYMENT FOR THE POOR

Select Committee on Hunger: Held a hearing on Self-Employment for the Poor: The Potential of Micro-Enterprise Credit Programs. Testimony was heard from Representative Wyden; Frank Swain, Chief Counsel, Advocacy, SBA; and public witnesses.

Joint Meeting

CONGRESSIONAL BUDGET

Conferees met to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 268, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991, but did not complete action thereon, and will meet again tomorrow.

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Thursday, April 21, 1988

Senate

Chamber Action

Routine Proceedings, pages 8308–8399

Measures Introduced: Seven bills and six resolutions were introduced, as follows: S. 2301–2307, S. Res. 414–418, S.J. Res. 301.

Page 8374

Measures Reported: Reports were made as follows:

Special Report from the Select Committee on Intelligence entitled "Report on the INF Treaty Monitoring and Verification Capabilities". (S. Rept. No. 100–318)

S. 2302, to authorize funds for the Federal Election Commission for fiscal year 1989. (S. Rept. No. 100–319)

S. Con. Res. 88, to facilitate the convening of a Silver Haired Congress, with amendments. (S. Rept. No. 100–320)

S. Res. 414, relating to the purchase of calendars.

S. Res. 415, to pay a gratuity to Janis K. Barber.

S. Res. 416, to pay a gratuity to Oscar M. Holmes, Jr. and Theodore Holmes.

S. Res. 417, to pay a gratuity to Swanhild Spackman.

S. Con. Res. 114, to authorize the Law Enforcement Torch Run for the Special Olympics through the Capitol Grounds.

Page 8374

Measures Passed:

Commission on the Ukraine Famine: Senate passed S. 2304, to amend the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1986, to extend the life of the Commission on the Ukraine Famine.

Page 8396

Older Americans Month: Senate passed S.J. Res. 287, designating May 1988 as "Older Americans Month."

Page 8396

Constitutional Amendment on Campaign Spending Limitations: Senate continued consideration of S.J. Res. 282, proposing an amendment to the Constitution of the United States relative to contributions and expenditures intended to affect congressional and Presidential elections, with amendments proposed thereto, as follows: **Page 8322**

Pending:

(1) Gramm Amendment No. 1954, in the nature of a substitute.

(2) Hollings Amendment No. 1955 (to Amendment No. 1954), of a perfecting nature.

(3) Hollings Amendment No. 1956 (to Amendment No. 1955), of a perfecting nature.

(4) Gramm Motion to recommit the joint resolution to the Committee on the Judiciary, with instructions to report back forthwith, with an amendment in the nature of a substitute.

(5) Hollings Amendment No. 1957 (to the motion to recommit), of a perfecting nature.

(6) Byrd Amendment No. 1958 (to Amendment No. 1957), of a perfecting nature.

Page 8323

By 5 yeas to 90 nays (Vote No. 106), Senate failed to table the Gramm Motion to recommit the joint resolution to the Committee on the Judiciary, with instructions to report back forthwith, with an amendment in the nature of a substitute.

Page 8331

By 52 yeas to 42 nays (Vote No. 107), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on Hollings Amendment No. 1957 to the Gramm motion to recommit the joint resolution.

Page 8345

A unanimous-consent agreement was reached providing for a second cloture vote on Hollings

Amendment No. 1957 to the motion to recommit, to occur on Friday, April 22, at 11 a.m., with the required quorum call having been waived.

Page 8346

Atomic Veterans Compensation Act—Agreement: A unanimous consent agreement was reached providing for the consideration of H.R. 1811, to amend title 38, United States Code, to provide certain benefits to veterans and survivors of veterans who participated in atmospheric nuclear tests or the occupation of Hiroshima and Nagasaki and who suffer from diseases that may be attributable to low levels of ionizing radiation.

Page 8345

Messages From the House: **Page 8369**

Measures Referred: **Page 8370**

Measures Ordered Placed on Calendar: **Page 8370**

Petitions and Memorials: **Page 8370**

Statements on Introduced Bills: **Page 8374**

Additional Cosponsors: **Page 8386**

Authority for Committees: **Page 8388**

Additional Statements: **Page 8389**

Record Votes: Two record votes were taken today. (Total—107)

Pages 8331, 8345

Recess: Senate convened at 9:30 a.m., and recessed at 3:07 p.m. until 10 a.m., on Friday, April 22, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 8396.)

Committee Meetings

ALTERNATIVE AGRICULTURAL SYSTEMS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation held joint hearings with the Subcommittee on Conservation and Forestry on alternative agricultural systems and related agronomic and economic research and extension efforts, receiving testimony from Al Giese and John Ahlrichs, Cenex/Land O'Lakes Ag Service, St. Paul, Minnesota; Jerry D. Caulder, Mycogen Corporation, San Diego, California; Frederick L. Kirschenmann, Northern Plains Sustainable Agriculture Society, Windsor, North Dakota; Ed Sills, Pleasant Grove Farm, Pleasant Grove, California; and Rhonda R. Janke, Rodale Research Center, Kutztown, Pennsylvania.

Subcommittees will meet again on Thursday, April 28.

APPROPRIATIONS—CFTC/FDA

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Wendy L. Gramm, Chairman, Commodity Futures Trading Commission; and Frank E. Young, Commissioner of Food and Drugs, Department of Health and Human Services.

Hearings continue on Tuesday, April 26.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1989 for the Department of Defense, receiving testimony from numerous public witnesses.

Subcommittee will meet again on Tuesday, May 10.

APPROPRIATIONS—HEALTH AND HUMAN SERVICES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of Health and Human Services, receiving testimony in behalf of funds for their respective activities from Robert E. Windom, Assistant Secretary for Health, and James O. Mason, Director, Centers for Disease Control, both of the Department of Health and Human Services.

Hearings continue tomorrow.

APPROPRIATIONS—GAO/TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Kenneth Mead, Associate Director, General Accounting Office; and Janet Hale, Assistant Secretary for Budget and Programs, and Matthew Scocozza, Assistant Secretary for Policy and International Affairs, both of the Department of Transportation.

Subcommittee will meet again on Wednesday, April 27.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Defense Industry and Technology completed its review of those programs which fall within the subcommittee's jurisdiction of proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, and agreed on recommendations it will make to the full committee thereon.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence completed its review of those programs which fall within the subcommittee's jurisdiction of proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, and agreed on recommendations it will make to the full committee thereon.

TRUCK ACCESS

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on truck access from interstate highways on to primary highways, and S. 1391, a related measure, after receiving testimony from Senator Karnes; Richard Landis, Associate Administrator, Office of Motor Carriers, and Kevin Heanue, Director, Office of Planning, both of the Federal Highway Administration, Department of Transportation; Thomas Donohue, American Trucking Associations, Inc., Alexandria, Virginia; Duane Acklie, Crete Carrier, Lincoln, Nebraska, representing the Interstate Carriers Conference; Donald Schneider, Schneider National, Green Bay, Wisconsin; Thomas Stedman, Walgreen Company, Deerfield, Illinois, representing the National Private Trucking Association; Hazel Frank Gluck, New Jersey Transportation Commissioner, Trenton; Donald R. Lucas, Alabama Highway Department, Montgomery; George Herndon, Florida Department of Transportation, Tallahassee; Gail R. Dieleman, General Mills Incorporated, Minneapolis, Minnesota; and Gordon Kinch, James River Corporation, Richmond, Virginia.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Energy and Natural Resources: Committee concluded oversight hearings on the implementation of the U.S.-Canada Free Trade Agreement and the potential impacts on energy and natural resources industries, after receiving testimony from Robert C. Thomas, Tenneco Gas and Pipeline Group, Houston, Texas, representing the Interstate Natural Gas Association of America; William T. McCormick, Jr., CMS Energy Corporation, Jackson, Michigan, representing the American Gas Association; Nicholas J. Bush, Natural Gas Supply Association, and Thomas Altmeyer, National Coal Association, both of Washington, DC; Ken Wonstolen and David Wilson, both of the Independent Petroleum Association of Mountain States, Denver, Colorado; and Glenn R. Schleede, New England Electric System, Westborough, Massachusetts.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Finance: Committee resumed hearings on U.S.-Canada Free Trade Agreement signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada, receiving testimony from Senator Cohen; Rudolph Oswald, American Federation of Labor and Congress of Industrial Organizations (AFL–CIO), Alexander B. Trowbridge, National Association of Manufacturers, on behalf of the American Coalition for Trade Expansion with Canada, and Robert L. McNeill, Emergency Committee for American Trade, all of Washington, DC; and Harry L. Freeman, American Express Company, and Richard W. Roberts, National Foreign Trade Council, Incorporated, both of New York, New York.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of George A. Trail III, of Pennsylvania, to be Ambassador to the Republic of Malawi, George E. Moose, of Maryland, to be Ambassador to the Republic of Senegal, and Rush W. Taylor, Jr., of Texas, to be Ambassador to the Republic of Togo, after the nominees testified and answered questions in their own behalf. Mr. Taylor was introduced by Senator Gramm.

BRIEFING—PERSIAN GULF REGION

Committee on Foreign Relations: Committee met in closed session to receive a briefing on recent developments in the Iran-Iraq War and the Persian Gulf Region from Edward P. Djerejian, Senior Deputy Assistant Secretary of State for Near Eastern and South Asian Affairs; and an official of the intelligence community.

FEDERAL EMPLOYEES—EARLY RETIREMENT

Committee on Governmental Affairs: Committee concluded hearings on S. 42, to establish an optional early retirement program for Federal employees, after receiving testimony from Curtis J. Smith, Associate Director for Career Entry, Office of Personnel Management; Rosslyn S. Kleeman, Senior Associate Director, General Government Division, General Accounting Office; Dale G. Hatch, Utah Office of Planning and Budget, Salt Lake City; John F. Sullivan, Cheverly, Maryland; and Kenneth T. Blaylock, American Federation of Government Employees, G. Jerry Shaw, Senior Executives Association, David Gusky, National Federation of Federal Employees, Bruce Moyer, Federal Managers Association, and Robert M. Tobias, National Treasury Employees Union, all of Washington, DC

STATUS OF ORGANIZED CRIME

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings on the status of organized crime and the effectiveness of law enforcement, focusing on labor racketeering, narcotics, trafficking and other organized crime groups, receiving testimony from James R. Zazzali, Justin Dintino, both of the New Jersey Commission of Investigation, Trenton; Ronald Goldstock, New York Organized Crime Task Force, Albany.

Hearings continue tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Stuart A. Summit, of New York, to be United States Circuit Judge for the Second Circuit, Robert Roberto, Jr., and Howard E. Levitt, each to be a United States Judge for the Eastern District of New York, after the nominees, who were introduced by Senator D'Amato, testified and answered questions in their own behalf.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 4441–4450; 4 resolutions, H. Con. Res. 285 and 286, and H. Res. 432 and 433 were introduced.

Page 8305

Report Filed: One report was filed as follows: Conference report on H.R. 2616, to amend title 38, United States Code, to improve health-care programs of the Veterans' Administration (H. Rept. 100–578).

Page 8305

Journal: By a yea-and-nay vote of 272 yeas to 105 nays, Roll No. 62, the House approved the Journal of Wednesday, April 20.

Page 8101

Trade: By a yea-and-nay vote of 312 yeas to 107 nays, Roll No. 66, the House agreed to the conference report on H.R. 3, to enhance competitiveness in American industry—clearing the measure for Senate action.

Page 8109

Rejected the Michel motion to recommit the conference report to the committee of conference with instructions to report it back without the language providing for advance notification of plant closings and mass layoffs (rejected by a yea-and-nay vote of 167 yeas 253 nays, Roll No. 65).

Page 8198

H. Res. 430, the rule waiving all points of order against the conference report and its consideration, was agreed to earlier by a yea-and-nay vote of 340 yeas to 61 nays, Roll No. 63.

Page 8102

Late Report: Committee on Rules received permission to have until midnight Monday, April 25, to file a certain privileged report.

Page 8278

Anniversary of State of Israel: House passed H.J. Res. 541, commending the State of Israel and its people on the occasion of the fortieth anniversary of the reestablishment of the independent State of Israel.

Page 8278

Quorum Calls—Votes: One quorum call and four yea-and-nay votes developed during the proceedings of the House today and appear on pages 8101, 8108, 8189, 8203.

Adjournment: Met at 10 a.m. and adjourned at 6:25 p.m.

Committee Meetings

OVERSIGHT

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held an oversight hearing on EPA's pesticide program. Testimony was heard from Representative Smith of Nebraska; and John A. Moore, Assistant Administrator, Pesticides and Toxic Substances, EPA.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Soviet Submarine Threat. Testimony was heard from RAdm. William O. Studeman, Director, Naval Intelligence, Department of the Navy.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on International Narcotics. Testimony was heard from Ann B. Wrobleski, Assistant Secretary, International Narcotics Matters, Department of State.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Endowment for the Humanities. Testimony was heard from Lynne V. Cheney, Chairperson, National Endowment for the Humanities.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Physician Payment Review Commission, Prospective Payment Assessment Commission, Soldiers' and Airmen's Home, and U.S. Institute of Peace. Testimony was heard from Karen Davis, Commissioner, Physician Payment Review Commission; Stuart A. Altman, Chairman, Prospective Payment Assessment Commission; Lt. Gen. George H. McKee, Governor, Soldier's and Airmen's Home; and Ambassador Samuel Lewis, President, U.S. Institute of Peace.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Farm Credit Administration and Farm Credit System related organizations. Testimony was heard from the following officials of the Farm Credit Administration: Frank W. Naylor, Jr., Chairman; Marvin R. Duncan and Jim R. Billington, both members of the Board; and representatives of Farm Credit System related organizations.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation concluded appropriation hearings. Testimony was heard from public witnesses.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from John Collins, Senior Specialist in National Defense, Congressional Research Service, Library of Congress.

LONG-TERM TECHNOLOGIES

Committee on Armed Services: Strategic Defense Initiative Panel met in executive session to hold a hearing on some of the longer-term technologies being developed at the national laboratories for the SDI program. Testimony was heard from the following officials of the Lawrence Livermore National Laboratory: George Miller, Associate Director, Defense Systems; and Dick Briggs, Associate Director, Beam Research and Magnetic Fusion; Robert Clem, Director, Exploratory Systems Development, Sandia National Laboratory; and John Browne, Associate Director, Defense Research and Applications, Los Alamos National Laboratory.

RISK-BASED CAPITAL REQUIREMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Investigations held a hearing on risk-based capital requirements for banks and bank holding companies. Testimony was heard from Dean Marriott, Senior Deputy Comptroller, Bank Supervision Operations, Department of the Treasury; Paul G. Fritts, Director, Division of Bank Supervision, FDIC; and William Taylor, Director, Division of Bank Supervision and Regulation, Federal Reserve System.

ASIAN NEWLY INDUSTRIALIZED COUNTRIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Finance, Trade and Monetary Policy held a hearing on the Asian Newly Industrialized Countries. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Employment Opportunities held an oversight hearing on drug testing issues. Testimony was heard from Representative Schumer; L. Nye Stevens, Associate Director, General Government Division, GAO; and public witnesses.

CHILD CARE

Committee on Education and Labor: Subcommittee on Human Resources held a hearing on child care. Testimony was heard from Representatives Johnson of Connecticut, Holloway and Snowe; William J. Bennett, Secretary of Education; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Select Education held concluded oversight hearings on the Office of Educational Research and Improvement. Testimony was heard from public witnesses.

NRC'S NUCLEAR POWER PROGRAM

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing to examine the NRC's nuclear power program. Testimony was heard from the following officials of the NRC: Lando W. Zech, Chairman; Thomas M. Roberts; Kenneth M. Carr; Frederick M. Bernthal; and Kenneth C. Rogers, all Commissioners; Ben B. Hayes, Director, Office of Investigations; E. Lynn Williamson, Lead Investigator; and Dan Murphy, Operations Officer.

PROGRAM TRADING

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on the impact of index-related trading on the market crash, market volatility, and the confidence of institutional and individual investors in the markets today. Testimony was heard from public witnesses.

HAZARDOUS WASTE REDUCTION ACT

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials held a hearing on H.R. 2800, Hazardous Waste Reduction Act. Testimony was heard from Representatives Wolpe and Schneider; A. James Barnes, Deputy Administrator, EPA; Joel Hirschhorn, Senior Associate, International Technology Employment Program, Office of Technology Assessment; and public witnesses.

FOREIGN AGENT HARASSMENT OF PEOPLE IN THE U.S.

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on the update on Foreign Agent Harassment of People in the United States. Testimony was heard from Representative Broomfield.

The Subcommittee also met in executive session to continue hearings on this subject. Testimony was heard from Thomas Duhadway, Deputy Assistant Director (Operations), Intelligence Division, FBI, Department of Justice; and Martin A. Wenick, Deputy Assistant Secretary, Coordination, Bureau of Intelligence and Research, Department of State.

RECENT DEVELOPMENTS IN ETHIOPIA

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on Africa held a joint hearing on Recent Developments in Ethiopia: Update on the Famine Crisis in Ethiopia. Testimony was heard from the following officials of the Department of State: Chester A. Crocker, Assistant Secretary, Bureau of African Affairs; and Richard Williamson, Assistant Secretary, Bureau of International Organization Affairs; and Charles Gladson, Assistant Administrator, Bureau of African Affairs, AID.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met to consider pending business.

SEWALL-BELMONT HOUSE NATIONAL HISTORIC SITE AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 2203, to increase the amount authorized to be appropriated with respect to the Sewall-Belmont House National Historic Site. Testimony was heard from Representative Boggs; Manus J. Fish, Regional Director, National Capital Region, National Park Service, Department of the Interior; and public witnesses.

FAIR HOUSING AMENDMENTS ACT

Committee on the Judiciary: Continued markup of H.R. 1158, Fair Housing Amendments Act of 1987.

Will continue April 26.

TERRORIST FIREARMS DETECTION ACT

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action the introduction of a clean bill in lieu of H.R. 2845, Terrorist Firearms Detection Act of 1987.

PRIVATE IMMIGRATION BILLS

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International law met to consider private immigration bills.

NATIONAL FISH AND WILDLIFE ENHANCEMENT ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment began markup of H.R. 3601, National Fish and Wildlife Enhancement Act of 1987.

Will continue April 27.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Subcommittee on Civil Service approved for full Committee action amended the following bills: H.R. 4083, to authorize the establishment of the Federal Bureau of Investigation and the Drug Enforcement Administration Senior Executive Service; and H.R. 4318, to improve the administration of the personnel systems of the General Accounting Office.

Prior to this action, the Subcommittee held a hearing on these bills. Testimony was heard from the following officials of the Department of Justice: John D. Glover, Executive Assistant Director, FBI; and Donald P. Quinn, Assistant Administrator, Drug Enforcement Administration; and Jesse James, Jr., Chairman, Personnel Appeals Board, GAO.

MISCELLANEOUS MEASURES; PROSPECTUSES; PUBLIC BUILDING SERVICE BUDGET

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action the following bills: H.R. 3691, to designate the Federal building located at 600 Las Vegas Boulevard in Las Vegas, NV, as the "Alan Bible Federal Building"; and H.R. 3811, amended, to designate the Federal building located at 50 Spring Street, Southwest, Atlanta, GA, as the "Martin Luther King, Jr. Federal Building".

Prior to this action, the Subcommittee held a hearing on these bills. Testimony was heard from Representatives Bilbray and Lewis of Georgia.

The Subcommittee also approved the following: 3 11(b) resolutions; 5 lease, 7 construction, and 17 repair and alteration prospectuses.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from Representatives Nowak, Bruce and Buechner; and from the following officials of the Department of the Interior: Patricia Ryan, Director, Management Services; and Alfred Barth, Chief, Facilities Management.

The Subcommittee also held a hearing on the GSA Public Building Service budget for fiscal year 1989. Testimony was heard from Duncan Lent Howard, Commissioner, Public Building Service, GSA.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Ordered reported the following bills: H.R. 3704, amended, Hotel and Motel Fire Safety Act; H.R. 2737, amended, to direct the cooperation of certain Federal entities in the implementation of the Continental Scientific Drilling Program; H.R. 4399, to facilitate commercial access to space; and H.R. 4419, to authorize appropriations for activities under the Federal Fire Prevention and Control Act of 1974.

The Committee also began markup of the following bills: H.R. 4417, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1989; and H.R. 4418, to authorize appropriations for the National Science Foundation for fiscal years 1989 and 1990.

OVERSIGHT

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held an oversight hearing on EPA's 1989 research budget. Testimony was heard from Vaun A. Newill, Associate Administrator, Research and Development, EPA; and a public witness.

WORLD WAR II MEMORIAL

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs held a hearing on H.R. 3742, to amend title 38, United States Code, to authorize erection of a memorial and museum on Federal land in the District of Columbia or its environs to honor members of the Armed Forces who served in World War II and to commemorate U.S. participation in that conflict. Testimony was heard from Representative Oakar; Thomas K. Turnage, Administrator, VA; Col. William E. Ryan, Jr., Director, Operations and Finance, American Battle

Monuments Commission; Robert E. Gresham, Assistant Executive Director, Operations, National Capital Planning Commission; representatives of veterans' organizations; and public witnesses.

Joint Meeting

CONGRESSIONAL BUDGET

Conferees continued to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 268, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991, but did not complete action thereon, and recessed subject to call.

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Friday, April 22, 1988

Senate

Chamber Action

Routine Proceedings, pages 8451–8548

Measures Introduced: Eleven bills were introduced, as follows: S. 2308–2318.

Page 8502

Measures Reported: Reports were made as follows:

Special report from the Joint Economic Committee, entitled "The 1988 Joint Economic Report." (S. Rept. No. 100–321)

S. 2186, to improve the efficiency and effectiveness of management of public buildings, with amendment. (S. Rept. No. 100–322)

S. 2049, to establish an independent national commission on the Veterans' Administration home loan guaranty program; to amend title 38, United States Code, to authorize reductions in the interest rate on loans made by the Veterans' Administration to finance the sales of properties acquired by the Veterans' Administration as the result of foreclosures, and to establish credit worthiness requirements for assumptions of Veterans' Administration vendee loans, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–323)

Page 8502

Measures Passed:

Private Relief Bill: The Committee on Governmental Affairs was discharged from further consideration of H.R. 2139, for the relief of John H. Teele, and the bill was then passed.

Page 8544

National Day of Prayer: Senate passed S. 1378, to provide for setting aside the first Thursday in May as the date on which the National Day of Prayer is celebrated.

Page 8547

Law Enforcement Torch Run: Senate agreed to S. Con. Res. 114, authorizing the Law Enforcement Torch Run for the Special Olympics through the Capitol Grounds.

Page 8547

U.S. Capitol Historical Society Wall Calendars: Senate agreed to S. Res. 414, to authorize the purchase of U.S. Capitol Historical Society wall calendars for the use of the Senate.

Page 8547

Gratuity: Senate agreed to S. Res. 415, to pay a gratuity to Janis K. Barber.

Page 8547

Gratuities: Senate agreed to S. Res. 416, to pay a gratuity to Oscar M. Holmes, Jr., and Theodore Holmes.

Page 8547

Gratuity: Senate agreed to S. Res. 417, to pay a gratuity to Swanhild Spackman.

Page 8547

Katyn Forest Massacre: Senate agreed to H. Con. Res. 270, authorizing printing of a House report, previously printed in the Eighty-second Congress, concerning an investigation and study of the facts, evidence, and circumstances of the Katyn Forest massacre.

Page 8547

Edward Thaxter Gignoux United States Courthouse: Senate passed S. 2248, to designate the United States Courthouse located at 156 Federal Street in Portland, Maine, as the "Edward Thaxter Gignoux United States Courthouse".

Page 8547

C. Clifton Young Federal Building: Senate passed S. 1827, to designate the Federal Building located at 330 Booth Street in Reno, Nevada, as the "C. Clifton Young Federal Building".

Page 8547

National Digestive Disease Awareness Month: Senate passed H.J. Res. 421, designating May 1988 as "National Digestive Disease Awareness Month".

Page 8547

Older Americans Month: Senate passed H.J. Res. 508, designating May 1988 as "Older Americans Month".

Page 8547

Commending Israel on Fortieth Anniversary: Senate passed H.J. Res. 541, commending the State of Israel and its people on the occasion of the fortieth anniversary of the reestablishment of the independent State of Israel, with a preamble.

Page 8548

Constitutional Amendment on Campaign Spending Limitations: Senate continued consideration of S.J. Res. 282, proposing an amendment to the Constitution of the United States relative to contributions and expenditures intended to affect congressional and Presidential elections, with amendments proposed thereto, as follows: **Page 8454**

Pending:

(1) Gramm Amendment No. 1954, in the nature of a substitute.

(2) Hollings Amendment No. 1955 (to Amendment No. 1954), of a perfecting nature.

(3) Hollings Amendment No. 1956 (to Amendment No. 1955), of a perfecting nature.

(4) Gramm Motion to recommit the joint resolution to the Committee on the Judiciary, to be reported back forthwith, with an amendment in the nature of a substitute.

(5) Hollings Amendment No. 1957 (to the motion to recommit), of a perfecting nature.

(6) Byrd Amendment No. 1958 (to Amendment No. 1957), of a perfecting nature. **Page 8454**

By 53 yeas to 37 nays (Vote No. 108), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on Hollings Amendment No. 1957 to the Gramm motion to recommit the joint resolution. **Page 8458**

The joint resolution (S.J. Res. 282) was subsequently returned to the calendar.

Trade and International Economic Policy Reform Act—Conference Report: Senate began consideration of the conference report on H.R. 3, to enhance the competitiveness of American industry. **Pages 8460, 8485**

Senate will continue consideration of the conference report on Monday, April 28.

Messages From the President: Senate received the following message from the President of the United States:

Transmitting the report on the Nation's progress in aeronautics and space during calendar year 1986. (PM-133) **Page 8499**

Appointment by the Vice President: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 27d–27g, as amended, appointed Senator Murkowski as a member of the Senate Delegation to the Canada-U.S. Interparliamentary Group during the second session of the 100th Congress, to be held in Key West, Florida, May 5–9, 1988. **Page 8547**

Nominations Received: Senate received the following nominations:

Received on Thursday, April 21, during the recess:

Fowler C. West, of Texas, to be a Commissioner of the Commodity Futures Trading Commission.

William H. LeBlanc III, of Louisiana, to be a Commissioner of the Postal Rate Commission.

Received today:

Arch Madsen, of Utah, to be a Member of the Board for International Broadcasting.

Francis A. Keating II, of Oklahoma, to be Associate Attorney General.

Routine list of Navy nominations. **Page 8549**

Messages From the President: **Page 8499**

Messages From the House: **Page 8500**

Measures Referred: **Page 8500**

Measures Ordered Placed on Calendar: **Page 8500**

Communications: **Page 8500**

Statements on Introduced Bills: **Page 8502**

Amendments Submitted: **Page 8522**

Additional Cosponsors: **Page 8521**

Authority for Committees: **Page 8525**

Notices of Hearings: **Page 8524**

Additional Statements: **Page 8525**

Record Votes: One record vote was taken today. (Total—108) **Page 8459**

Adjournment: Senate convened at 10 a.m., and adjourned at 4:54 p.m., until 9:30 a.m., on Monday, April 25, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 8549.)

Committee Meetings

APPROPRIATIONS—HEALTH AND HUMAN SERVICES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies continued hearings on proposed budget estimates for fiscal year 1989 for the Department of Health and Human Services, receiving testimony in behalf of funds for their respective activities from Robert L. Trachtenberg, Deputy Administrator, Alcohol, Drug Abuse, and Mental Health Administration, Lewis L. Judd, Director, National Institute of Mental Health, Charles R. Schuster, Director, National Institute on Drug Abuse, Enoch Gordis, Director, National Institute on Alcohol Abuse and Alcoholism, and David N. Sundwall, Administrator, Health Resources and Services Administration, all of the Department of Health and Human Services.

Subcommittee will meet again on Tuesday, April 26.

AMERICAN COIN REDESIGN

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 1776, to require U.S. coins to be redesigned, to require that one coin be redesigned to commemorate the Bicentennial of the U.S. Constitution, and to require profits from the sale of proof sets of U.S. coins to be used to reduce the national debt, after receiving testimony from Representative James A. Hayes; Donna Pope, Director, United States Mint; Elvira Clain-Stefanelli, Executive Director, National Numismatic Collection, Smithsonian Institution; Diane Wolf, Commissioner, The Commission of Fine Arts; Edward Rochette, American Numismatic Association, Colorado Springs, Colorado; Beth Deisher, Coin World, Sydney, Ohio; and David Harper, Numismatic News, Iola, Wisconsin.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Donna F. Tuttle, of California, to be Deputy Secretary of Commerce, after the nominee, who was introduced by Senator Wilson, testified and answered questions in her own behalf.

OIL SHALE CLAIMS

Committee on Energy and Natural Resources: Subcommittee on Mineral Resources Development and Production concluded hearings on S. 2089, to provide for certain requirements relating to the conversion of oil shale mining claims located under the General Mining Law of 1872 to leases, and H.R 1039, to prohibit the issuance of patents for oil shale claims after a specified date, after receiving testimony from James E. Cason, Deputy Assistant Secretary of the Interior for Land and Minerals Management; Kathleen C. Zimmerman, National Wildlife Federation, and John S. White, Patton, Boggs and Blow, both of Washington, DC; Patrick McGinley, West Virginia University College of Law, Morgantown; John D. Leshy, Arizona State University College of Law, Tempe; James H. Brannigan, Marathon Oil Company, Houston, Texas; John Savage, Rifle, Colorado; John Herr, Palo Alto, California; and Frederick H. Larson, Pacific Palisades, California.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered the following business items favorably reported:

S. 1476, to designate the Federal Record Center in Overland, Missouri, as the "SSG. Charles F. Prevedel Building";

S. 1736, to designate the Federal Building located in Gulf Breeze, Florida, as the "Bob Sikes Visitor Center";

S. 1934, to authorize the Architect of the Capitol to enter into agreements with private entities for the construction of a building for use by judicial branch offices, with an amendment in the nature of a substitute;

S.1979, authorizing funds for the establishment of the Gray Harbor National Wildlife Refuge, in the State of Washington, with amendments; and

The nomination of Robert E. Farris, of Tennessee, to be Administrator of the Federal Highway Administration.

STATUS OF ORGANIZED CRIME

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings on the status of organized crime and the effectiveness of law enforcement, focusing on labor racketeering, narcotics, trafficking and other organized crime groups, receiving testimony from Edward S.G. Dennis, Jr., United States Attorney for the Eastern District of Pennsylvania; James Kossler, Supervisory Special Agent, Federal Bureau of Investigation (New York Division), Department of Justice; Thomas S. Sheer, former Assistant Director in Charge of the FBI (New York Division); and Joseph D. Pistone, former Special Agent (New York Division), Federal Bureau of Investigation.

Subcommittee will meet again on Friday, April 29.

GROUNDWATER MANAGEMENT

Committee on Governmental Affairs: Subcommittee on Government Efficiency, Federalism, and the District of Columbia held hearings on S. 1992, to establish an Interagency Committee on Groundwater Protection, to coordinate research, development, demonstration, technology transfer, training, and information dissemination activities related to groundwater activities conducted by Federal agencies, receiving testimony from Terry Cothran, Tennessee Department of Health and Environment, Nashville; Terry Fabian, Pennsylvania Department of Environmental Resources, Harrisburg; Wayne Ashbee, Delaware Department of Natural Resources and Environmental Control, Dover; Dayle Williamson, Nebraska Natural Resources Commission, Lincoln; and Norman Johnson, Western States Water Council, Salt Lake City, Utah.

Hearings continue on Wednesday, May 18.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, April 25.

Committee Meetings

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Central and Latin American Regional. Testimony was heard from Elliott Abrams, Assistant Secretary, Inter-American Affairs, Department of State; from the following officials of the Department of Defense: Maj. Gen. Eugene H. Fischer, USAF, Deputy Commander in Chief, U.S. Southern Command; and Anthony W. Gray, Jr., Director, Inter-American Region, Office of the Secretary; and Dwight A. Ink, Assistant Administrator, Bureau, Latin American and the Caribbean, AID.

FAMILY PLANNING SERVICES

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 3769, to amend the Public Health Service Act to revise and extend the program of assistance for family planning services. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Robert E. Windom, Assistant Secretary, Health; and Dr. Duane Alexander, Director, National Institute, Child Health and Human Development, NIH; and public witnesses.

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Monday, April 25, 1988

Senate

Chamber Action

Routine Proceedings, pages 8570–8652

Measures Introduced: Four bills and two resolutions were introduced, as follows: S. 2319–2322, S.J. Res. 302, and S. Res. 419.

Page 8640

Measures Reported: Reports were made as follows:

S. 1476, to designate the Federal Records Center at 9700 Page Boulevard, Overland, Missouri, as the "SSG. Charles F. Prevedel Building."

S. 1736, to designate the Federal Building located at 1801 Gulf Breeze Parkway, Gulf Breeze, Florida, as the "Bob Sikes Visitor Center."

Page 8640

Measures Passed:

Death of Representative Melvin Price: Senate agreed to S. Res. 419, expressing profound sorrow on the announcement of the death of the Honorable Melvin Price, late a Representative of the State of Illinois.

Page 8651

Silver Haired Congress: Senate agreed to S. Con. Res. 88, to facilitate the convening of a Silver Haired Congress, after agreeing to committee amendments thereto.

Page 8651

Atomic Veterans Compensation Act: By 48 yeas to 30 nays (Vote No. 109), Senate passed H.R. 1811, to provide a presumption of service connection to veterans (and survivors of such veterans) who participated in atmospheric nuclear tests as part of the United States nuclear weapons testing program or in the American occupation of Hiroshima or Nagasaki, Japan, and who suffer from certain diseases that may be attributable to exposure to ionizing radiation, after agreeing to Cranston Amendment No. 1977, in the nature of a substitute.

Pages 8580, 8600

Trade and International Economic Policy Reform Act—Conference Report: Senate continued consideration of the conference report on H.R. 3, to enhance the competitiveness of American industry.

Page 8601

Senate will continue consideration of the conference report on Tuesday, April 26.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Treaty with Thailand on Mutual Assistance in Criminal Matters (Treaty Doc. No. 100–18), transmitted to the Senate on April 22, 1988, by the President of the United States, was considered as having been read for the first time, was referred with accompanying papers to the Committee on Foreign Relations, and was ordered to be printed.

Page 8651

Messages From the President: Senate received the following message from the President of the United States:

Message stating that the Nicaraguan emergency, under the National Emergencies Act (50 U.S.C. 1622), is to continue in effect beyond May 1, 1988, as is being published in the Federal Register; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–134)

Page 8639

Messages From the House: **Page 8639**

Communications: **Page 8639**

Statements on Introduced Bills: **Page 8640**

Amendments Submitted: **Page 8648**

Additional Cosponsors: **Page 8647**

Authority for Committees: **Page 8648**

Notices of Hearings: **Page 8648**

Additional Statements: **Page 8649**

Record Votes: One record vote was taken today. (Total—109)

Page 8600

Recess: Senate convened at 9:30 a.m., and as a further mark of respect to the memory of the late Representative Melvin Price, of Illinois, in accordance with S. Res. 419, recessed at 5:31 p.m., until 11 a.m., on Tuesday, April 26, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 8651.)

Committee Meetings

APPROPRIATIONS—INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from M. Danny Wall, Chairman, Federal Home Loan Bank Board; William A. Whiteside, Executive Director, Neighborhood Reinvestment Corporation; MacDonald Becket, Chairman of the Board, National Institute of Building Sciences; and William R. Graham, Science Advisor to the President, and Director, Office of Science and Technology Policy.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Committee began consideration, in closed session, of proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Projection Forces and Regional Defense completed its review of those programs which fall within the subcommittee's jurisdiction of proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense, and agreed on recommendations it will make to the full committee thereon.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Elaine L. Chao, of California, to be a Federal Maritime Commissioner, after the nominee testified and answered questions in her own behalf.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 4451–4453; and 4 resolutions, H.J. Res. 550 and 551, and H. Res. 434 and 435 were introduced.

Page 8568

Report Filed: One report was filed as follows: H. Res. 435, providing for the consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989 (H. Rept. 100–579).

Page 8568

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Coelho to act as Speaker pro tempore for today.

Page 8550

Condolence Resolution: House agreed to H. Res. 434, expressing the condolences of the House on the death of Representative Price. Subsequently, the Speaker appointed as members of the Funeral Committee the following members on the part of the House: Representatives Michel, Wright, Rostenkowski, Yates, Annunzio, Crane, Madigan, Collins, Hyde, Russo, Porter, Martin of Illinois, Savage, Durbin, Evans, Lipinski, Hayes of Illinois, Gray of Illinois, Bruce, Fawell, Davis of Illinois, Hastert, Bennett, Brooks, Smith of Iowa, Stratton, Dickinson, Montgomery, Nichols, Aspin, Dellums, Gilman, Moakley, Bonior, Kildee, Byron, Carr, and Bilbray.

Page 8551

Presidential Message—Aeronautics and Space: Read a message from the President wherein he transmits the report on the Nation's progress in aeronautics and space during calendar year 1986—referred to the Committee on Science, Space, and Technology.

Page 8552

Genocide Convention Implementation: House voted to suspend the rules and pass H.R. 4263, to implement the International Convention on the Prevention and Punishment of Genocide.

Page 8552

Child Abduction Remedies: House voted to suspend the rules and agree to the Senate amendment to H.R. 3971, to establish procedures to implement the Convention on the Civil Aspects of International Child Abduction, done at The Hague on October 25, 1980—clearing the measure for the President.

Page 8557

Referrals: Six Senate-passed measures were referred to the appropriate House committees.

Page 8568

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:45 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Navy Weapons and other Procurement. Testimony was heard from the following officials of the Department of the Navy: RAdm. G.W. Gee, USN, Director, Surface Combat Systems Division; and RAdm. S.F. Loftus, USN, Director, Budget and Reports, Office of the Navy Comptroller.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Navajo-Hopi Relocation Commission. Testimony was heard from Hawley Atkinson, Chairman, Navajo-Hopi Relocation Commission; and Ross O. Swimmer, Assistant Secretary, Indian Affairs, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on National Mediation Board and on the Federal Mediation and Conciliation Service. Testimony was heard from Helen M. Witt, Chairman, National Mediation Board; and Kay McMurray, Director, Federal Mediation and Conciliation Service.

REAUTHORIZATION OF SERVICES TO PROTECT INSTITUTIONALIZED MENTALLY ILL PERSONS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the reauthorization of services to protect institutionalized mentally ill persons from abuse and neglect. Testimony was heard from public witnesses.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on Rules: Granted a modified open rule providing 2 hours of general debate on H.R. 4264, National Defense Authorization Act, Fiscal Year 1987. The rule makes in order specified amendments printed in the committee report accompanying this rule.

Tuesday, April 26, 1988

Senate

Chamber Action

Routine Proceedings, pages 8674–8789

Measures Introduced: Four bills and five resolutions were introduced, as follows: S. 2323–2326, S. Res. 420 and 421, and S.J. Res. 303–305.

Page 8753

Measures Passed:

Commending G. Russell Walker: Senate agreed to S. Res. 420, expressing deep appreciation and gratitude to G. Russell Walker for his years of faithful and exemplary service to his country and to the United States Senate.

Page 8674

U.S. Army Corps of Engineers—Authorizations: Senate passed S. 2100, authorizing the U.S. Army Corps of Engineers to construct various projects for improvements to rivers and harbors of the United States, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 8775

Byrd (for Burdick and Stafford) Amendment No. 1978, to incorporate the following new general provisions: to clarify the cost sharing for the Indiana Shoreline project; to allow the continued use of confined disposal sites for depositing dredge materials until such facilities are no longer needed; to extend for three years the time to make modifications to existing Corps projects for the improvement of the environment; to declare a portion of the Gravesend Bay of Brooklyn, New York to be non-navigable for the purpose of navigational servitude; and to establish a water resource management and planning service for the Hudson River Basin in New York and New Jersey.

Page 8778

Presidential Transition: Senate passed S. 2037, to amend the Presidential Transition Act of 1963 to provide for a more orderly transfer of executive power in connection with the expiration of the term of office of a President, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 8783

Dole (for Stevens) Amendment No. 1979, to provide an increase in funding levels for the out-going President's transition.

Page 8785

Omnibus Trade and Competitiveness Act of 1988—Conference Report: Senate continued consideration of the conference report on H.R. 3, to enhance the competitiveness of American industry. Pages 8683, 8700

Senate will continue consideration of the conference report on tomorrow.

Nominations Received: Senate received the following nominations:

Mary A. Ryan, of Texas, to be Ambassador to the Kingdom of Swaziland.

Pamela A. Rymer, of California, to be United States Circuit Judge for the Ninth Circuit.

Norwood C. Tilley, Jr., to be United States District Judge for the Middle District of North Carolina.

Charles R. Ritcheson, of California, to be a Member of the National Council on the Humanities.

Warren J. Baker, of California, to be a Member of the National Science Board, National Science Foundation.

3 Army nominations in the rank of general.

1 Air Force nomination in the rank of general.

Routine lists of Army, Navy, and Air Force nominations. Page 8789

Messages From the President: Page 8750

Messages From the House: Page 8750

Measures Referred: Page 8750

Petitions and Memorials: Page 8751

Communications: Page 8750

Statements on Introduced Bills: Page 8753

Amendments Submitted: Page 8764

Additional Cosponsors: Page 8761

Authority for Committees: Page 8765

Notices of Hearings: Page 8765

Additional Statements: Page 8765

Recess: Senate convened at 11 a.m., and recessed at 6:48 p.m., until 10 a.m., on Wednesday, April 27, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 8789.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the programs of the Department of Agriculture, receiving testimony from Senators Glenn and Conrad; and numerous public witnesses.

Hearings continue tomorrow.

APPROPRIATIONS—AID

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1989 for the Agency for International Development, receiving testimony from Alan Woods, Administrator, AID.

Hearings continue on Thursday, April 28.

APPROPRIATIONS—FEMA

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Federal Emergency Management Agency, receiving testimony from Julius W. Becton, Jr., Director, Federal Emergency Management Agency.

Subcommittee will meet again on Monday, May 9.

APPROPRIATIONS—INTERIOR/RELATED AGENCIES

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Rick Ventura, Assistant Secretary, Policy, Budget and Administration, Ralph W. Tarr, Solicitor, and James R. Richards, Inspector General, all of the Department of the Interior; Hawley Atkinson, Chairman, Navajo-Hopi Relocation Commission; and Carol Baker, President, Institute of American Indian and Alaska Native Culture and Arts Development.

Subcommittee will meet again on Thursday, April 28.

APPROPRIATIONS—HEALTH AND HUMAN SERVICES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1989 for the Department of Health and Human Services, receiving testimony in behalf of funds for their respective activities from James B. Wyngaarden, Director, Donald A.B. Lindberg, Director, National Library of Medicine, Carl Kupfer, Acting Director, Fogarty International Center, Betty H. Pickett, Director, Division of Research Resources, and Ada Sue Hinshaw, Director, National Center for Nursing Research, all of the National Institute of Health, Department of Health and Human Services.

Hearings continue tomorrow.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Committee continued consideration, in closed session, of proposed legislation authorizing funds for fiscal year 1989 for the

Department of Defense, but did not complete action thereon, and will meet again tomorrow.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered the following business items favorably reported:

S. 1632, authorizing funds for fiscal year 1989 for certain programs of the National Science Foundation, with amendments. (As approved by the committee, the bill authorizes $2,500,000,000 for research and related programs and Antarctic programs);

S. 2320, authorizing funds for the National Railroad Passenger Corporation (AMTRAK). (As approved by the committee, the bill authorizes $630 million for fiscal year 1989, $656 million for fiscal year 1990, and $681 million for fiscal year 1991);

S. 473, to establish guidelines for Federal standards of liability for general aviation accidents, with amendments; and

The nominations of Donna F. Tuttle, of California, to be Deputy Secretary of Commerce, Elaine L. Chao, of California, to be a Member of the Federal Maritime Commission, and Randolph J. Agley, of Michigan, to be a Member of the Advisory Board of the St. Lawrence Seaway Development Corporation.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered the following nominations favorably reported:

George F. Murphy, Jr., of Maryland, to be Deputy Director of the U.S. Arms Control and Disarmament Agency, Frederick M. Bernthal, of Tennessee, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs, George A. Trail III, of Pennsylvania, to be Ambassador to the Republic of Malawi, George E. Moose, of Maryland, to be Ambassador to the Republic of Senegal, Rush W. Taylor, Jr., of Texas, to be Ambassador to the Republic of Togo, M. Alan Woods, of Washington, DC, to be a Member of the Board of Directors of the Inter-American Foundation, and a Foreign Service officers' promotion list received by the Senate on April 12, 1988.

Also, the committee began consideration of the following mutual legal assistance in criminal matters treaties:

The Treaty Between the United States of America and the United Kingdom of Great Britain and Northern Ireland concerning the Cayman Islands (Treaty Doc. 100–8), Treaty on Cooperation Between the United States of America and the United Mexican States (Treaty Doc. 100–13), Treaty Between the Government of the United States of America and the Government of Canada (Treaty Doc. 100–14), Treaty Between the United States of America and the Kingdom of Belgium (Treaty Doc. 100–16), Treaty Between the United States of America and the Commonwealth of The Bahamas (Treaty Doc. 100–17), and Treaty Between the Government of the United States of America and the Government of the Kingdom of Thailand (Treaty Doc. 100–18), but did not take final action thereon, and recessed subject to call.

OSHA SAFETY AND HEALTH STANDARDS

Committee on Labor and Human Resources: Committee concluded oversight hearings on the development and promulgation of safety and health standards and the enforcement of those standards by the Occupational Safety and Health Administration (OSHA), focusing on the L'Ambiance Plaza building collapse in Connecticut, after receiving testimony from Representative Shays; John W. Lyons, Director, National Engineering Laboratory, Charles G. Culver, Chief, Structures Division, and Richard N. Wright, Director, both of the Center for Building Technology, all of the National Bureau of Standards, Department of Commerce; John Pendergrass, Assistant Secretary of Labor for Occupational Safety and Health Administration; Mayor Thomas W. Bucci, Bridgeport, Connecticut; Robert A. Georgine, Building and Construction Trades Department, AFL–CIO, Washington, DC; Joseph P. Egan, Jr., International Association of Bridge, Structural and Ornamental Iron Workers AFL–CIO, (Local Union 424), New Haven, Connecticut; Nancy Daddona, Prospect, Connecticut; and Mary Beth Addona, Oakville, Connecticut.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Committee began closed markup of proposed legislation authorizing funds for fiscal year 1989 for the intelligence community, but did not complete action thereon, and will meet again on Thursday, April 28.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4454–4469; and 7 resolutions, H.J. Res. 552–555, and H. Con. Res. 287–289 were introduced.

Page 8841

Bills Reported: Reports were filed as follows:

H.R. 2737, to direct the cooperation of certain Federal entities in the implementation of the Continental Scientific Drilling Program, amended (H. Rept. 100–580);

H.R. 3977, to authorize appropriations for the Mining and Mineral Resources Research Institute Act for fiscal years 1990 through 1993, amended (H. Rept. 100–581);

H.R. 4267, to authorize additional appropriations for the WEB Rural Water Development Project, amended (H. Rept. 100–582);

H.R. 2558, to authorize the Secretary of the Interior to take corrective action to protect certain portions of the Franklin County, Washington, road system within the Federal Columbia Basin reclamation project, amended (H. Rept. 100–583);

H.R. 3679, to clarify the Federal relationship to the Lac Vieux Desert Band of Lake Superior Chippewa Indians as a distinct Indian tribe, to clarify the status of members of the band, and to transfer title to trust lands, amended (H. Rept. 100–584);

H.R. 3819, to prohibit additional appropriations for the analysis and study for the Shaws Bend site of the Colorado Coastal Plains project (H. Rept. 100–585);

H.R. 4213, to amend title 38, United States Code, with respect to the Montgomery GI Bill, amended (H. Rept. 100–586); and

H.R. 2806, to amend the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701) to permit temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, Department of the Interior, amended (H. Rept. 100–587).

Page 8841

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Coelho to act as Speaker pro tempore for today.

Page 8793

Lady Bird Johnson: House agreed to H. Res. 431, honoring Lady Bird Johnson for her years of dedicated service to the people of the United States and her efforts in the beautification of the Nation and congratulating her in her diamond jubilee year.

Page 8795

Presidential Message—Nicaraguan Emergency: Read a message from the President wherein he notifies Congress that the Nicaraguan emergency is to continue in effect beyond May 1, 1988—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 100–184).

Page 8796

Member Sworn: Representative-elect McCrery presented himself in the Well of the House and was administered the oath of office by the Speaker.

Page 8801

Committees To Sit: Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, April 27; and

Page 8802

Subcommittee on Fisheries and Wildlife Conservation and Environment of the Committee on Merchant Marine and Fisheries received permission to sit on Wednesday, April 27 and Thursday, April 28.

Page 8802

Defense Authorization: House completed all general debate on H.R. 4264, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such Department for fiscal year 1989, and to amend the National Defense Authorization Act for Fiscal Years 1988 and 1989; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Wednesday, April 27.

Page 8802

H. Res. 435, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 343 yeas to 56 nays, Roll No. 67.

Page 8796

Referrals: Two Senate-passed measures were referred to the appropriate House Committees.

Page 8840

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 8800. There were no quorum calls.

Adjournment: Met at 4:30 p.m. and adjourned at 8:18 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Strategic Defense Initiative. Testimony was heard from Lt. Gen. James A. Abrahamson, USAF, Director, Strategic Defense Initiative Organization.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Office of Territorial and International Affairs. Testimony was heard from Richard T. Montoya, Assistant Secretary, Territorial Affairs, Department of the Interior; and officials of the various Territories.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings.

Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Agricultural Research Service, Cooperative State Research Service, Extension Service and on National Agricultural Library. Testimony was heard from the following officials of the USDA: Mary E. Carter, Acting Administrator, Agricultural Research Service; John Patrick Jordan, Administrator, Cooperative State Research Service; Myron D. Johnsrud, Administrator, Extension Service; and Joseph H. Howard, Director, National Agricultural Library.

TRADE ISSUES

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on Trade issues, including Canada. Testimony was heard from William Merkin, Deputy Assistant Trade Representative for Canada, Office of the U.S. Trade Representative; and public witnesses.

PEACE CORPS PROGRAMS AND ACTIVITIES

Committee on Foreign Affairs: Held an overview hearing on the Peace Corps programs and activities; including consideration of H.R. 2632, to provide for a Peace Corps training and educational benefits demonstration program. Testimony was heard from Representative Morella; Loret Ruppe, Director, Peace Corps; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Procurement and Printing met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on the following bills: H.R. 2126, to amend the Energy Reorganization Act of 1874 to create an Office of Inspector General and an office of Investigations in the Nuclear Regulatory Commission; H.R. 3049, Nuclear Regulatory Commission Accountability Act of 1987; H.R. 3124, to amend the Energy Reorganization Act of 1974 to require Presidential appointment and Senate confirmation of the Executive Director for Operations of the Nuclear Regulatory Commission; H.R. 3285, Nuclear Energy Reorganization Act of 1987; H.R. 4134, Nuclear Standardization and Safety Reform Act of 1988; and H.R. 4140, Nuclear Investigations Improvement Act of 1988. Testimony was heard from Senator Breaux; Representatives Mavroules and Glickman; from the following officials of the NRC: Lando W. Zech, Chairman; Thomas M. Roberts, Frederick M. Bernthal, Kenneth M. Carr and Kenneth C. Rogers, all Commissioners; and Ben B. Hayes, Director, Office of Investigations; David Williams, Director, Office of Special Investigations, GAO; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 2813, to direct the Secretary of the Interior to convey a certain parcel of land located near the city of Barstow, CA; H.R. 3680, Omnibus Public Lands Act of 1987; H.R. 4097, to direct the Secretary of the Interior to transfer a certain parcel of land in Clark County, Nevada; and H.R. 4028, to authorize the Secretary of Agriculture to exchange certain National Forest System lands in the Targhee National Forest. Testimony was heard from Representative Stallings; Roland Robison, Deputy Director, Bureau of Land Management, Department of the Interior; George M. Leonard, Associate Chief, Forest Service, USDA; John O. Sessions, member, House of Representatives, State of Idaho; and public witnesses.

PANAMA CANAL COMMISSION REAUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Panama Canal/Outer Continental Shelf approved for full Committee action H.R. 4449, to authorize expenditures for fiscal year 1989 for the Panama Canal Commission to operate and maintain the Panama Canal.

WOMEN'S BUSINESS ISSUES

Committee on Small Business: Held a hearing on women's business issues. Testimony was heard from public witnesses.

Hearings continue tomorrow.

AFDC QUALITY CONTROL SYSTEM

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation approved for full Committee action the AFDC quality control system and foster care independent living initiatives.

OLDER AMERICANS ACT

Select Committee on Aging: Subcommittee on Human Services held a hearing on Older Americans Act proposed regulations. Testimony was heard from pubic witnesses.

Joint Meeting

CONGRESSIONAL BUDGET

Conferees met to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 268, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991, but did not complete action thereon, and will meet again tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆

Wednesday, April 27, 1988

Senate

Chamber Action

Routine Proceedings, pages 8873–9052

Measures Introduced: Four bills were introduced, as follows: S. 2327–2330.

Page 9020

Measures Reported: Reports were made as follows:

S. 794, to amend chapter 13 of title 18, United States Code, to impose criminal penalties and provide a civil action for damage to religious property and for injury to persons in the free exercise of religious beliefs, with an amendment in the nature of a substitute. (S. Rept. No. 100–324)

S. 1828, for the relief of San Juan County Nursing Home, of Blanding, Utah.

S. Con. Res. 95, to express the sense of the Congress with respect to the denial of health insurance coverage for disabled adopted children.

Page 9019

AIDS Research and Information Act: Senate began consideration of S. 1220, to amend the Public Health Service Act, to provide for a comprehensive program of education, information, risk reduction, training, prevention, treatment, care, and research concerning acquired immunodeficiency syndrome, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 8981

Adopted:

Helms Amendment No. 1980, to repeal District of Columbia Law 6–170, the Prohibition of Discrimination in the Provision of Insurance Act of 1986.

Page 8997

Rejected:

By 19 yeas to 66 nays (Vote No. 111), Helms Amendment No. 1982, to provide that none of the funds provided under the Act or an amendment made by the Act shall be used to provide hypodermic needles or syringes.

Page 9004

Withdrawn:

Armstrong Amendment No. 1981, to encourage States and local governments to allow physicians to notify spouses of AIDS carriers of the risks such spouses face.

Page 9002

Pending:

Helms Amendment No. 1983, to provide that none of the funds provided under the Act or an amendment made by the Act shall be used to provide hypodermic needles or syringes to drug addicts.

Page 9009

A unanimous-consent agreement was reached providing for further consideration of the amendment, with 40 minutes of debate and a rollcall vote to occur thereon.

Page 9009

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, April 28.

Extension of the Immigration and Nationality Act: Senate began consideration of a motion to proceed to consider H.R. 4222, to amend the Immigration and Nationality Act, to extend for 6 months the application period under the legalization program.

Page 9010

A motion was entered to close further debate on the motion to proceed, and, pursuant to the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion would occur on Monday, May 9.

Page 9013

Omnibus Trade and Competitiveness Act of 1988—Conference Report: by 63 yeas to 36 nays (Vote No. 110), Senate agreed to the conference report on H.R. 3, to enhance the competitiveness of American industry.

Page 8880

Authority for Committees: All committees were authorized to file reports during the recess, on Wednesday, May 4, from 10 a.m. until 5 p.m.

Page 9051

Nominations Received: Senate received the following nominations:

Jan W. Mares, of Connecticut, to be an Assistant Secretary of Commerce.

Wendy M. DeMocker, of Virginia, to be an Assistant Secretary of Transportation.

Jane A. Kenny, of Virginia, to be Deputy Director of the ACTION Agency.

Marian N. Koonce, of California, to be a Member of the National Council on the Handicapped.

Page 9052

Nominations Confirmed: Senate confirmed the following nominations:

George A. Trail III, of Pennsylvania, to be Ambassador to the Republic of Malawi.

George E. Moose, of Maryland, to be Ambassador to the Republic of Senegal.

Rush W. Taylor, Jr., of Texas, to be Ambassador to the Republic of Togo.

George F. Murphy, Jr., of Maryland, to be Deputy Director of the United States Arms Control and Disarmament Agency.

Randolph J. Agley, of Michigan, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation.

Donna F. Tuttle, of California, to be Deputy Secretary of Commerce.

List of routine nominations in the Foreign Service.

Page 9052

Messages From the President: Page 9018

Messages From the House: Page 9018

Measures Ordered Placed on Calendar: Page 9019

Statements on Introduced Bills: Page 9020

Amendments Submitted: Page 9026

Additional Cosponsors: Page 9024

Authority for Committees: Page 9026

Notices of Hearings: Page 9026

Additional Statements: Page 9027

Record Votes: Two record votes were taken today. (Total—111)

Pages 8978, 9008

Adjournment: Senate convened at 10 a.m., and adjourned at 9:40 p.m., until 9 a.m., on Thursday, April 28, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 9052.)

Committee Meetings

U.S. FINANCIAL MARKETS

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings to review the current state of U.S. financial markets, focusing on the problems surrounding the October 1987 market break, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, Richard L. Fogel, Assistant Comptroller General, Human Resources Division, Craig Simmons, Senior Associate Director, General Government Division, and Howard G. Rhile Jr., Associate Director, Information Management and Technology Division, all of the General Accounting Office; Richard A. Grasso, New York Stock Exchange, New York, New York; and Karsten Mahlmann, Chicago Board of Trade, and John F. Sandner, Chicago Mercantile Exchange, both of Chicago, Illinois.

Hearings were recessed subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the programs of the Department of Agriculture, receiving testimony from Senators Bond, Thurmond, Karnes, and Exon; and numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—HEALTH AND HUMAN SERVICES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1989 for the Department of Health and Human Services, receiving testimony in behalf of funds for their respective activities from Vincent T. DeVita, Jr., Director, National Cancer Institute, Anthony S. Fauci, Director, National Institute of Allergy and Infectious Diseases, Harald Loe, Director, National Institute of Dental Research, Claude Lenfant, Director, National Heart, Lung, and Blood Institute, T. Franklin Williams, Director, National Institutes on Aging, and Carl Kupfer, Director, National Eye Institute, all of the National Institutes of Health, Department of Health and Human Services.

Hearings continue tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1989 for Navy and Defense agencies' military construction and family housing programs, receiving testimony in open session from Keith Eastin, Principal Deputy Assistant Secretary of the Navy for Shipbuilding and Logistics; Rear Adm. Benjamin F. Montoya, Civil Engineer Corps, USN, Commander, Naval Facilities Engineering Command; Brig. Gen. Michael P. Downs, USMC, Director, Facilities and Services Division, Office of the Deputy Chief of Staff for Installations and Logistics; and in closed session from Robert C. Arndt, Assistant Director for Installations and Logistics, National Security Agency; and Maj. Gen. Eugene Fox, Deputy Director for Programs and Systems, Strategic Defense Initiative Organization.

Subcommittee will meet again on Wednesday, May 11.

APPROPRIATIONS—UMTA/WMATA

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from Alfred DelliBovi, Administrator, Urban Mass Transportation Administration; and Carmen Turner, General Manager, Washington Metropolitan Area Transit Authority.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Committee continued, in evening session, consideration of proposed legislation authorizing funds for fiscal year 1989 for the Department of Defense.

THRIFT CHARTER ENHANCEMENT ACT

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 2073, to provide for the enhancement of the value of thrift institution charters by creating incentives to investors to place additional private capital in the Nation's thrift industry, after receiving testimony from M. Danny Wall, Chairman, Federal Home Loan Bank Board; Charles O. Sethness, Assistant Secretary of the Treasury for Domestic Finance; and Theo H. Pitt, Jr., U.S. League of Savings Institutions, Charles John Koch, National Council of Savings Institutions, William A. Cooper, Association of Thrift Holding Companies, and J.R. Nunn, Independent Bankers Association of America, all of Washington, DC.

COMMUNICATIONS TRANSFER FEE ACT

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 1935, to provide for the assessment and collection of fees for transfers of broadcast station licenses and the establishment of a trust fund for public broadcasting, after receiving testimony from Alfred C. Sikes, Assistant Secretary for Communications and Information, Department of Commerce; Fred Friendly, Edward R. Murrow, Professor Emeritus, and Red Burns, Tisch School of the Arts, both of New York, New York; Henry Geller, Washington Center for Public Policy, Charles H. Kadlec, Frazier, Gross and Kadlec, Edward O. Fritts, National Association of Broadcasters, and E. William Henry, Ginsburg, Feldman and Bress, all of Washington, DC; Richard Sherwin, Graphic Scanning Corporation, Teaneck, New Jersey; and Curley Huggins, Horry Telephone Cooperative, Inc., Nichols, South Carolina.

AUTHORIZATIONS—FISH AND WILDLIFE CONSERVATION ACT

Committee on Environment and Public Works: Subcommittee on Environmental Protection held hearings on S. 2272, to authorize funds for fiscal years 1989 and 1990 to provide financial and technical assistance to State "nongame" fish and wildlife programs, receiving testimony from Ronald E. Lambertson, Assistant Director for Fish and Wildlife Enhancement, U.S. Fish and Wildlife Service, Department of the Interior; Stanley E. Senner, Hawk Mountain Sanctuary Association, Kempton, Pennsylvania; Albert M. Manville, Defenders of Wildlife, and Douglas B. Inkley, National Wildlife Federation, both of Washington, DC; Allan L. Egbert, Florida Game and Fresh Water Fish Commission, Tallahassee; Bob Oakleaf, Wyoming Game and Fish Department, Cheyenne; and Herbert E. Doig, New York Department of Environmental Conservation, Albany, on behalf of the International Association of Fish and Wildlife Agencies.

Hearings were recessed subject to call.

CENTRAL AMERICA

Committee on Foreign Relations: Subcommittee on International Economic Policy, Trade, Oceans and Environment concluded hearings to review United States foreign assistance efforts to promote environmentally sustainable development in Central America, after receiving testimony from Malcolm Butler, Deputy Assistant Administrator, Bureau for Latin America and the Caribbean, Agency for International Development; Jeff Leonard, Conservation Foundation, David Wirth, Natural Resource Defense Council, Sheldon Annis, Overseas Development Council, and Walter Arensberg, International Institute for Environment and Development, all of Washington, DC; and James Barborak, United Nations University for Peace in Costa Rica, San José.

NRC RESTRUCTURING

Committee on Governmental Affairs: Committee held hearings on the restructuring of the Nuclear Regulatory Commission, receiving testimony from Senators Simpson and Breaux; J. Dexter Peach, Assistant Comptroller General, and Keith Fultz, Associate Director, both of the General Accounting Office; and Lando W. Zech, Chairman, and Thomas M. Roberts, Frederick M. Bernthal, and Kenneth C. Rogers, all Commissioners, all of the Nuclear Regulatory Commission.

Hearings continue on Thursday, May 12.

YOUTH EMPLOYMENT

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity resumed hearings on S. 1731, to establish a demonstration program to provide educational and job-training services for severely disadvantaged youths, receiving testimony from Harold Howe II, Harvard University, Cambridge, Massachusetts; Margaret M. Dwyer, Indiana Partners in Education, Indianapolis; William Spring, Boston Compact Board of Directors, Boston, Massachusetts; Cynthia Shelton, Private Initiatives in Public Education (PIPE), Seattle, Washington; Erik Payne Butler, Brandeis University, Waltham, Massachusetts; William H. Kolberg, National Alliance of Business, Washington, DC; and David Ziska, IBM Corporation, Miami, Florida.

Hearings continue on Wednesday, May 18.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 4470–4476; 1 private bill, H.R. 4477; and 3 resolutions, H.J. Res. 556 and 557, and H. Res. 436 were introduced.
Page 9155

Bills Reported: Reports were filed as follows:

Report entitled "A Generation in Jeopardy: Children and AIDS" (H. Rept. 100–588);

H.R. 4419, to authorize appropriations for activities under the Federal Fire Prevention and Control Act of 1974 (H. Rept. 100–589); and

H. Res. 436, providing for the further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989 (H. Rept. 100–590).
Page 9155

Journal: By a yea-and-nay vote of 271 yeas to 119 nays, Roll No. 68, the House approved the Journal of Tuesday, April 26.
Page 9053

Subcommittee To Sit: Subcommittee on Human Resources and Intergovernmental Relations of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Thursday, April 28 and Friday, April 29.
Page 9053

Defense Authorization: House continued consideration of H.R. 4264, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such Department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, April 28.
Page 9058

Agreed To:

The Aspin amendment that expresses the sense of Congress that the Secretary of the Navy should name the next Trident submarine as the U.S.S. *Melvin Price* (agreed to by a recorded vote of 407 ayes with 2 voting "present", Roll No. 69);
Page 9088

The Aspin amendment that prohibits the use of fiscal year 1989 or prior year funds for activities not permitted under the traditional interpretation of the 1972 ABM Treaty, as defined by the 1988 testimony of the Under Secretary of Defense for Acquisition (agreed to by a recorded vote of 252 ayes to 159 noes, Roll No. 70); and
Page 9095

The Dicks amendment that limits the number of United States multiple warhead ballistic missiles and cruise-missile carrying bombers to the number specified in the Salt II Treaty unless the President certifies that the Soviet Union has exceeded those limits (agreed to by a recorded vote of 240 ayes to 174 noes, Roll No. 71).
Page 9104

Veterans Employment and Training Programs: By a yea-and-nay vote of 417 yeas, Roll No. 72, the House passed S. 999, to amend title 38, United States Code, and the Veterans' Job Training Act to improve veterans employment, counseling, and job-training services and programs.
Page 9109

Agreed to the Montgomery amendment in the nature of a substitute.
Page 9113

Agreed to amend the title.
Page 9131

Subcommittee To Sit: Subcommittee on Coast Guard and Navigation of the Committee on Merchant Marine and Fisheries received permission to sit during proceedings of the House under the 5-minute rule on Thursday, April 28.
Page 9131

VA Health Care Programs: By a yea-and-nay vote of 416 yeas, Roll No. 73, the House agreed to the conference report on H.R. 2616, to amend title 38, United States Code, to improve health-care programs of the Veterans' Administration—clearing the measure for Senate action.
Page 9131

Recess: House recessed at 3:05 p.m. and reconvened at 5 p.m.
Page 9135

Address by Prime Minister of Canada: The Senate and House met in a joint meeting to receive Prime Minister Brian Mulroney of Canada. Prime Minister Mulroney was escorted to and from the House Chamber by Senators Byrd, Inouye, Mitchell, Bentsen, Bumpers, Riegle, Dole, Simpson, Chafee, and Durenberger; and Representatives Foley, Coelho, Gephardt, Fascell, Bonior, Oakar, Michel, Lott, Cheney, Martin of Illinois, and Broomfield.
Page 9135

Civil Liberties Act: House disagreed to the Senate amendment to H.R. 442, to implement recommendations of the Commission on Wartime Relocation and Internment of Civilians; and agreed to a confer-

ence. Appointed as conferees: Representatives Rodino, Frank, Berman, Shaw, and Swindall.
Page 9138

Committees To Sit: Committee on the Judiciary and Subcommittee on Public Buildings and Grounds of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule on Thursday, April 28.
Pages 9138, 9142

Veterans Supplemental Appropriations: House passed H.J. Res. 552, making emergency mandatory veterans supplemental appropriations for the fiscal year ending September 30, 1988.
Page 9138

Quorum Calls—Votes: Three yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 9053, 9090, 9098, 9108, 9131, 9134. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 6:35 p.m.

Committee Meetings

TARGHEE NATIONAL FOREST LAND EXCHANGE

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy approved for full Committee action H.R. 4028, to authorize the Secretary of Agriculture to exchange certain National Forest system lands in Targhee National Forest.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative Stallings; and George M. Leonard, Associate Chief, Forest Service, USDA.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Special Programs. Testimony was heard from officials of the Department of Defense.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs continued appropriation hearings. Testimony was heard from public witnesses.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Bureau of Land Management. Testimony was heard from Robert F. Burford, Director, Bureau of Land Management, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education approved for full Committee action fiscal year 1988 supplemental items.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Soil Conservation Service and on Agricultural Stabilization and Conservation Service. Testimony was heard from the following officials of the USDA: Wilson Skaling, Chief, Soil Conservation Service; Milton J. Hertz, Administrator; and Richard W. Goldbert, Acting Secretary, International Affairs and Community Programs, both with the Agricultural Stabilization and Conservation Service.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation approved for full Committee action fiscal year 1988 supplemental items.

INDIAN HOUSING ACT

Committee on Banking, Finance and Urban Affairs: Ordered reported amended H.R. 3927, Indian Housing Act of 1988.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Subcommittee on Employment Opportunities approved for full Committee action the following measures: H.R. 2246, amended, Jobs for Employable Dependent Individuals Act; H. Res. 224, expressing the sense of the House of Representatives regarding the importance of working women to our economy and our nation as a whole; and H. Res. 261, expressing the sense of the House of Representatives regarding Hispanics in the labor market.

OVERSIGHT—OSHA

Committee on Education and Labor: Subcommittee on Health and Safety held an oversight hearing on OSHA, concerning the issue of exclusion of employees from closing and settlement conferences between OSHA and employers. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on reauthorization of the U.S. Institute of Peace and the Robert A. Taft Institute. Testimony was heard from Representative Glickman; Samuel Lewis, President, U.S. Institute of Peace; and public witnesses.

RENEWABLE ENERGY AND ENERGY CONSERVATION COMMERCIALIZATION AND DEVELOPMENT ACT

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on H.R. 4226, Renewable Energy and Energy Conservation Commercialization and Development Act. Testimony was heard from Donna R. Fitzpatrick, Assistant Secretary, Conservation and Renewable Energy, Department of Energy; Charles Imbrecht, Chairman, Commission on Energy, State of California; and public witnesses.

NATION'S SECURITIES MARKETS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing relating to the operations of the nation's securities markets and the effectiveness of the Federal securities laws. Testimony was heard from a public witness.

Hearings continue tomorrow.

OTA REPORT—THE HUMAN GENOME

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on a report by OTA on the issues surrounding the project to sequence and map the human genome. Testimony was heard from James B. Wyngaarden, Director, NIH, Department of Health and Human Services; David B. Nelson, Executive Director, Energy Research, Department of Energy; and Robert Cook-Deegan, Senior Associate, OTA.

TELEMARKETING FRAUD PREVENTION ACT

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials approved for full Committee action amended H.R. 4101, Telemarketing Fraud Prevention Act of 1988.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: H.R. 4162, to make the International Organizations Immunities Act applicable to the Organization of Eastern Caribbean States; H. Con. Res. 223, amended, expressing the sense of Congress that in 1988 in celebration of the millennium of the Christianization of Kievan-Rus' the Soviet Union should proclaim a general amnesty for imprisoned Christians and allow Christians to practice their faith within their churches and homes; H. Con. Res. 274, commending Prime Minister Ozal of Turkey and Prime Minister Papandreou of Greece for their statesmanship in initiating their current dialog; H.J. Res. 493, disapproving the 1988 certification by the President with respect to Bolivia under section 481(h) of the Foreign Assistance Act of 1961; H.J. Res. 479, amended, to authorize the entry into force of the "Compact of Free Association" between the U.S. and the Government of Palau; H.J. Res. 495, disapproving the 1988 certification by the President with respect to Paraguay under section 481(h) of the Foreign Assistance Act of 1961; and H.J. Res. 497, disapproving the 1988 certification by the President with respect to Peru under section 481(h) of the Foreign Assistance Act of 1961.

The Committee also concluded markup of the Miscellaneous International Affairs Authorization Act of 1988.

UNITED STATES-SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East continued hearings on the United States-Soviet Relations: Impact of Reform on the Military and Defense Spending. Testimony was heard from public witnesses.

PROHIBIT THE EXPORT OF UNPROCESSED LOGS

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade for full committee action legislation authorizing the States to prohibit the export of unprocessed logs harvested from lands owned or administered by States.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Senator Evans; Representatives DeFazio, Craig and Stallings; Rich Schroeter, Deputy Director, Trade Policy, Foreign Agricultural Service, USDA; Marian Barell, Deputy Assistant U.S. Trade Representative for Industry, Office of the U.S. Trade Representative; and public witnesses.

PAYMENTS TO REINSURERS UNDER FEGLIA

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on Federal Government Payments to Reinsurers Under FEGLIA: The $850,000 Question? Testimony was heard from Roslyn Kleeman, Senior Associate Director, GAO; Jerome Julius, Deputy Associate Director, Retirement and Insurance, Office of Personnel Management; and public witnesses.

PROMPT PAYMENT ACT AMENDMENTS; DEPARTMENT OF STATE'S MANAGEMENT OF TRAVEL ADVANCES AND CASHIERING OPERATIONS

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action amended S. 328, Prompt Payment Act Amendments of 1988.

The Subcommittee also held a hearing on the Department of State's Management of Travel Advances and Cashiering Operations. Testimony was heard from Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs, GAO; and from the following officials of the Department of State: Sherman M. Funk, Inspector General; and Ronald I. Spiers, Under Secretary, Management.

FEDERAL ELECTION COMMISSION AUTHORIZATION; PORTRAIT

Committee on House Administration: Ordered reported the following measures: H.R. 4436, to authorize appropriations for the Federal Election Commission for fiscal year 1989; and H. Res. 432, amended, authorizing printing of the record of proceedings of the Committee on the Budget incident to presentation of a portrait of Hon. James R. Jones.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met to consider pending business.

FAIR HOUSING AMENDMENTS ACT

Committee on the Judiciary: Ordered reported amended H.R. 1158, Fair Housing Amendments Act of 1987.

NATURAL FISH AND WILDLIFE ENHANCEMENT ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action amended H.R. 3601, Natural Fish and Wildlife Enhancement Act of 1987.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Ordered reported the following bills: H.R. 4318, amended to improve the administration of the personnel systems of the General Accounting Office; H.R. 4083, amended, to authorize the establishment of the Federal Bureau of Investigation and the Drug Enforcement Administration Senior Executive Service; H.R. 3424, Overseas Teachers Act of 1987; H.R. 3896; to amend title 5, United States Code, to change the position of the Director of the Census Bureau to level IV from level V in the executive schedule; H.R. 3987, to designate the U.S. Post Office Building located at 500 West Chestnut Expressway in Springfield, MO, as the "Gene Taylor Post Office Building"; H.R. 4433, to designate the U.S. Post Office Building in Jeanette, PA; as the "John Dent Post Office Building"; H.R. 4448, to designate the Cleveland Ohio General Mail Facility and Main Office in Cleveland, OH, as the "John O. Holly Building of the United States Postal Service"; and S. 1378, to provide for setting aside the first Thursday in May as the date on which the National Day of Prayer is celebrated.

DECEPTIVE MAILING PREVENTION ACT

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization approved for full Committee action amended H.R. 3382, Deceptive Mailing Prevention Act of 1987.

PROTECTION OF AVIATION EMPLOYEES WHO DISCLOSE SAFETY INFORMATION

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on the following bills: H.R. 3812, to amend the Federal Aviation Act of 1958 to protect employees and promote aircraft safety, H.R. 4023, to amend the Federal Aviation Act of 1958 to provide protection for employees of air carriers who engage in whistleblowing activities relating to air carrier safety; and H.R. 4113, Aviation Whistleblower Protection Act of 1988; and similar measures. Testimony was heard from Representatives Oberstar, Glickman and Kleczka; Anthony J. Broderick, Associate Administrator, Aviation Standards, FAA, Department of Transportation; Marshall J. Breger, Chairman, Administrative Conference of the United States; and public witnesses.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on Rules: Granted a rule providing for the further consideration of H.R. 4264, National Defense Authorization Act, Fiscal Year 1987.

SHARING FOREIGN TECHNOLOGY

Committee on Science, Space, and Technology: Subcommittee on International Scientific Cooperation held a hearing on Sharing Foreign Technology: Should We Pick Their Brains? Testimony was heard from Senator Rockefeller; Christopher Hill, Senior Specialist, Science and Technology Policy, Congressional Research Service, Library of Congress; and public witnesses.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment approved for full Committee action the Department of Energy fiscal year 1989 authorization.

NATIONAL ACID RAIN PRECIPITATION ASSESSMENT PROGRAM

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing to review National Acid Rain Precipitation Assessment Program. Testimony was heard from James Mahoney, Director, National Acid Rain Precipitation Assessment Program; and public witnesses.

NASA AND DEPARTMENT OF ENERGY AUTHORIZATIONS

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials approved for full Committee action the following: H.R. 4157, amended to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management; and the Department of Energy fiscal year 1989 authorization.

WOMEN'S BUSINESS ISSUES

Committee on Small Business: Continued hearings on women's business issues. Testimony was heard from public witnesses.

Joint Meeting

CONGRESSIONAL BUDGET

Conferees continued to meet to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 268, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991, but did not complete action thereon, and will meet again tomorrow.

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Thursday, April 28, 1988

Senate

Chamber Action

Routine Proceedings, pages 9251–9479

Measures introduced: Seventeen bills and eight resolutions were introduced, as follows: S. 2331–2347, S. Res. 422–424, S.J. Res. 306–309, and S. Con. Res. 116.

Page 9356

Measures Reported: Reports were made as follows:

S. 801, to facilitate the national distribution and utilization of coal, with amendments. (S. Rept. No. 100–325)

Page 9356

Measures Passed:

Honoring Lady Bird Johnson: Senate agreed to S. Res. 422, to express its sincere appreciation and gratitide to Claudia Taylor "Lady Bird" Johnson for her years of faithful and exemplary service to our Nation.

Page 9025

Private Relief: Senate passed H.R. 3606, for the relief of Brenda W. Gay.

Page 9428

Veterans' Home Loan Program Improvements Act—1988: Senate passed S. 2049, to establish an Independent National Commission on the Veterans' Administration Home Loan Guaranty Program; to amend title 38, U.S. Code, to authorize reductions in the interest rate on loans made by the Veterans' Administration to finance the sales of properties acquired by the Veterans' Administration as the result of foreclosures, and to establish creditworthiness requirements for assumptions of Veterans' Administration vendee loans, after agreeing to the committee amendment in the nature of a substitute.

Page 9428

San Juan County Nursing Home: Senate passed S. 1828, for the relief of San Juan County Nursing Home, of Blanding, Utah.

Page 9433

Discrimination in Health Insurance Coverage for Adopted Children: Senate agreed to S. Con. Res. 95, to express the sense of the Congress with respect to the denial of health insurance coverage for disabled adopted children.

Page 9433

Private Relief: Senate passed H.R. 2889, for the relief of Frances Silver.

Page 9433

Appalachian State Low-Level Radioactive Waste Compact Consent Act: Senate passed H.R. 3025, to grant the consent of Congress to the Appalachian States Low-Level Radioactive Waste Compact.

Page 9468

Just Say No Week: Senate passed H.J. Res. 545, to designate the week of May 8–14, 1988, as "Just Say No Week".

Page 9477

S.J. Res. 300, Senate companion measure, was indefinitely postponed.

Directing Senate Legal Counsel: Senate agreed to S. Res. 423, to direct Senate Legal Counsel to represent a Senate employee in the case of *Korb* v. *Lehman, et al.* (E.D. VA.)

Page 9477

Directing Senate legal Counsel: Senate agreed to S. Res. 424, to direct Senate Legal Counsel to represent Senate employees and authorize testimony and production of documents in the case of *Adamson* v. *Radosevic, et al.*

Page 9478

Adjournment of the Senate: Senate agreed to S. Con. Res. 116, providing for a conditional adjournment or recess of the Senate from April 29, 1988 until May 9, 1988.

Page 9478

AIDS Research and Information Act: By 87 yeas to 4 nays (Vote No. 120), Senate passed S. 1220, to amend the Public Health Service Act, to provide for a comprehensive program of education, information, risk reduction, training, prevention, treatment, care, and research concerning acquired immunodeficiency syndrome, after agreeing to a committee amendment in the nature of a substitute and taking action on further amendment proposed thereto, as follows:

Pages 9254, 9265, 9279, 9297, 9303

Adopted:

(1) Hatch Amendment No. 1984, to provide that none of the funds provided under the Act or an amendment made by the Act shall be used to provide individuals with hypodermic needles or syringes so that such individuals may use illegal drugs (as amended below).

Page 9258

(2) By 70 yeas to 27 nays (Vote No. 113), Kennedy-Hatch Amendment No. 1985 (to Amendment No. 1984), in the nature of a substitute, to provide that none of the funds provided under the Act or an amendment made by the Act shall be used to provide individuals with hypodermic needles or syringes so that such individuals may use illegal drugs, unless the Surgeon General of the United States determines that a demonstration needle exchange program would be effective in reducing drug abuse and the risk that the public will become infected with AIDS.

Page 9258

(3) Armstrong Amendment No. 1986, to provide that no State or local government entity shall be eligible to receive any funds administered under the Act if such entity has any law, policy, or practice that requires, encourages, or permits any health care facility within the State to deny nutrition or hydration to any eligible individual who has been duly admitted to that health care facility and who has not explicitly requested the withholding of nutrition or hydration, if that denial would lead to the death of the patient, unless the administration of such nutrition and hydration would be detrimental to the health of the patient or would, unavoidably and of itself, cause severe, intractable, or long-standing pain to the patient (as amended below).

Page 9261

(4) By 60 yeas to 36 nays (Vote No. 114), Kennedy Amendment No. 1988 (to Amendment No. 1986), in the nature of a substitute, to provide that the Congressional Biomedical Ethics Board shall report to the Congress, within 18 months from the effective date of enactment of the Act, on the ethical issues connected with the administration of nutrition and hydration to dying patients, including a review of State laws, regulations and court decisions, and shall discuss arguments concerning the appropriate roles of the patient, the patient's family, the care provider, the State and the appropriate Federal role.

Page 9274

(5) Armstrong Amendment No. 1989, to encourage States and local governments to allow physicians to notify spouses of AIDS carriers of the risks such spouses face.

Page 9280

(6) By unanimous vote of 98 yeas (Vote No. 115), Nickles Amendment No. 1990, to provide routine confidential testing of individuals convicted for drug and sex offenses for exposure to the human immunodeficiency virus.

Page 9284

(7) Nickles Amendment No. 1991, to provide that all Federally funded AIDS public information and education programs shall provide accurate warnings, the content of which shall be promulgated by the Secretary of Health and Human Services, that homosexual and bisexual activities, multiple sex partners, and intravenous drug use, are high risk activities which place individuals at risk of becoming infected with the etiologic agent for AIDS of which there is no known cure once an individual becomes infected with the AIDS virus.

Page 9286

(8) By 71 yeas to 18 nays (Vote No. 118), Helms Amendment No. 1992 (to Amendment No. 1991), to provide that none of the funds provided under this Act or an amendment made by this Act shall be used to provide educational, informational, or risk reduction materials or activities to promote or encourage, directly, homosexual sexual activity. (By 22 yeas to 73 nays (Vote No. 117), Senate earlier failed to table the amendment).

Pages 9288, 9297

(9) D'Amato Amendment No. 1994, to express the sense of the Senate that the President should provide a prompt report regarding the possible presence of combat forces of the Soviet Union, Cuba, or Nicaragua in the Republic of Panama.

Page 9304

(10) Kennedy Amendment No. 1995, to make technical corrections.

Page 9306

(11) Kennedy Modified Amendment No. 1997 (to Amendment No. 1996), in the nature of a substitute. (By 29 yeas to 62 nays (Vote No. 119), Senate earlier failed to table the amendment.)

Page 9313

(12) Kennedy Amendment No. 1996, relating to restrictions concerning education programs (as amended above).

Page 9310

(13) McCain Amendment No. 1998, to provide for the development and implementation of information programs, health care worker training and awareness, and care and treatment programs for Indian people with AIDS.

Page 9316

(14) Bingaman Amendment No. 1999, to make grants for new construction of AIDS research facilities.

Page 9317

Rejected:

(1) By 37 yeas to 59 nays (Vote No. 112), Helms Amendment No. 1983, to provide that none of the funds provided under the Act or an amendment made by the Act shall be used to provide hypodermic needles or syringes to drug addicts.

Page 9254

Withdrawn:

D'Amato Amendment No. 1993 (to Amendment No. 1991), to express the sense of the Senate that the President should provide a prompt report regarding the possible presence of combat forces of the Soviet Union, Cuba, or Nicaragua in the Republic of Panama.

Page 9301

Emergency Veterans Supplemental Appropriations: Senate passed H.J. Res. 552, making emergency mandatory veterans supplemental appropriations for the fiscal year ending September 30, 1988.

Page 9339

During consideration of this measure, the following amendment was considered and withdrawn:

Murkowski Amendment No. 2000, to reduce the amount appropriated to the Veterans' Administration Loan Guaranty Revolving Fund.

Page 9342

Extension of the Immigration and Nationality Act: Senate continued consideration of a motion to proceed to consider H.R. 4222, to amend the Immigration and Nationality Act, to extend for 6 months the application period under the legalization program.

Page 9291

By 40 yeas to 56 nays (Vote No. 116), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the motion to proceed.

Page 9291

V.A. Health Care Programs—Conference Report: Senate agreed to the conference report on H.R. 2616, to amend title 38, United States Code, to improve health-care programs of the Veterans' Administration.

Page 9433

Veterans' Job Training Services: Senate concurred in the amendments of the House to S. 999, to amend title 38, United States Code, and the Veterans' Job Training Act to improve veterans employment, counseling, and job-training services and programs.

Page 9453

Transfer of Certain Funds to Secretary of the Interior: Senate concurred in the amendment of the House to S. 2273, to provide for the transfer of certain funds to the Secretary of the Interior for the benefit of certain members of the Crow Tribe.

Page 9467

Measures Indefinitely Postponed:

Dial-A-Porn Operations: S. 1118, to help prevent rape and other sexual violence by prohibiting dial-a-porn operations.

Bilingual Education Assistance: S. 1238, to amend the Bilingual Education Act to make Federal financial assistance available for children of limited English proficiency without mandating a specific method of instruction, to encourage innovation at the State and local level through greater administrative flexibility, to improve program operations at the Federal level, and for other purposes.

Page 9433

Appointments by the Presiding Officer:

Board of Visitors of the U.S. Naval Academy: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 6968(a), appointed the following Senators to the Board of Visitors of the U.S. Naval Academy: Mikulski and Hatfield (from the Committee on Appropriations), Gramm (from the Committee on Armed Services), and Sarbanes (At Large).

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Board of Visitors of the U.S. Military Academy: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 4355(a), appointed the following Senators to the Board of Visitors of the U.S. Military Academy: D'Amato and Nickles (from the Committee on Appropriations), Shelby (from the Committee on Armed Services), and Moynihan (At Large).

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Board of Visitors of the U.S. Air Force Academy: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 9355(a), appointed the following

Senators to the Board of Visitors of the U.S. Air Force Academy: Reid and Cochran (from the Committee on Appropriations), Wirth (from the Committee on Armed Services), and Pressler (At Large).

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Nominations Received: Senate received the following nominations:

Charles R. Butler, Jr., to be United States District Judge for the Southern District of Alabama.

Eric H. Holder, Jr., to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

1 Navy nominations in the rank of Admiral.

Routine list of Navy nominations.

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Nominations Confirmed: Senate confirmed the following nominations:

15 Army nominations in the rank of general.

37 Navy nominations in the rank of admiral.

69 Air Force nominations in the rank of general.

3 Marine Corps nominations in the rank of general.

Routine lists of Army, Navy, Air Force, and Marine Corps nominations.

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Withdrawal of Nomination: Senate was notified of the withdrawal of the following nomination:

Thomas W. Pauken, of Texas, to be a Member of the Board of Directors of the Inter-American Foundation.

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Messages From the President: **Page 9355**

Messages From the House: **Page 9355**

Measures Ordered Placed on Calendar: **Page 9356**

Communications: **Page 9356**

Statements on Introduced Bills: **Page 9357**

Amendments Submitted: **Page 9392**

Additional Cosponsors: **Page 9390**

Authority for Committees: **Page 9399**

Notices of Hearings: **Page 9399**

Additional Statements: **Page 9400**

Record Votes: Nine record votes were taken today. (Total—120)

Pages 9258, 9259, 9275, 9286, 9296, 9301, 9303, 9313, 9326

Recess: Senate convened at 9 a.m., and recessed at 10:36 p.m., until 11 a.m., on Friday, April 29, 1988. (For Senate's program see the remarks of Senator Byrd in today's Record on page 9479.)

Committee Meetings

DAIRY POLICY COMMISSION REPORT

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings to review a recent report of the National Commission on Dairy Policy, focusing on general agriculture policy, family dairy farms, milk price support policy, Federal milk marketing orders, regional issues, advertising and promotion, technology, food safety and product identity standards, and trade and aid programs, receiving testimony from Clyde Rutherford, Chairman, and Fred Douma, Vice Chairman, both of the National Commission on Dairy Policy; Vermont State Representative Robert Starr, and Jean Ann Duffy, Vermont State House Agriculture Committee, both of Montpelier; Andrew Novakovic, Cornell University, Ithaca, New York; Ed Jesse, University of Wisconsin, Madison; L. J. Butler, University of California, Davis; James P. Camerlo, and James C. Barr, both of the National Milk Producers Federation, Arlington, Virginia; Irvin Elkin, Associated Milk Producers, Inc., San Antonio, Texas; and Linwood Tipton, Milk Industry Foundation, Washington, D.C.

Hearings were recessed subject to call.

ALTERNATIVE AGRICULTURAL SYSTEMS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation resumed joint hearings with the Subcommittee on Conservation and Forestry on alternative agricultural systems and related agronomic and economic research and extension efforts, receiving testimony from Peter Myers, Deputy Secretary of Agriculture, Robert W. Long, Deputy Assistant Secretary of Agriculture for Science and Education, Paul O'Connell, Deputy Administrator, Special Programs, Cooperative State Research Service, and Vivan Jennings, Department Administrator, Cooperative Extension Service, all of the Department of Agriculture; Roald Lund, North Dakota State University, Fargo; and Charles Benbrook, National Research Council, Washington, D.C.

Hearings were recessed subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for programs of the Department of Agriculture, receiving testimony from Senators Hatch and Bentsen; and numerous public witnesses.

Subcommittee recessed subject to call.

APPROPRIATIONS—DEPARTMENT OF STATE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of State, receiving testimony from George P. Shultz, Secretary of State.

Subcommittee will meet again on Thursday, May 12.

APPROPRIATIONS—AID

Committee on Appropriations: Subcommittee on Foreign Operations resumed hearings on proposed budget estimates for fiscal year 1989 for bilateral economic assistance programs of the Agency for International Development, receiving testimony from Alan Woods, Administrator, AID.

Hearings continue on Thursday, May 12.

APPROPRIATIONS—BUREAU OF LAND MANAGEMENT

Committee on Appropriations: Subcommitte on Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Bureau of Land Management, receiving testimony from Robert F. Burford, Bureau of Land Management, Department of the Interior.

Subcommitte will meet again on Monday, May 23.

APPROPRIATIONS—HEALTH AND HUMAN SERVICES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies continued hearings on proposed budget estimates for fiscal year 1989 for the Department of Health and Human Services, receiving testimony in behalf of funds for their respective activities from Phillip Gorden, Director, National Institute of Diabetes and Digestive and Kidney Diseases, Murray Goldstein, Director, National Institute of Neurological and Communicative Disorders and Stroke, Duane F. Alexander, Director, National Institute of Child Health and Human Development, Lawrence E. Shulman, Director, National Institute of Arthritis, Musculoskeletal and Skin Diseases, Ruth L. Kirschstein, Director, National Institute of General Medical Sciences, and David P. Rall, Director, National Institute of Environmental Health Sciences, all of the National Institutes of Health, Department of Health and Human Services.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—U.S. COAST GUARD

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the U.S. Coast Guard, receiving testimony from Adm. Paul A. Yost, Commandant, U.S. Coast Guard, Department of Transportation.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on Armed Services: On Wednesday, April 27, the committee ordered the following measures favorably reported:

An original bill authorizing funds for fiscal year 1989 for the Department of Defense, authorizing supplemental funds for fiscal year ending September 30, 1988 for the Department of Defense, authorizing funds for fiscal year 1989 for civil defense programs, authorizing funds for fiscal year 1989 for defense activities of the Department of Energy, authorizing funds for fiscal year 1989 for military construction programs of the Department of Defense, to increase the authority to transfer unobligated balances between certain accounts of the Department of Defense in order to meet increased military personnel costs resulting from fluctuations in foreign currency exchange rates, and to amend title 10, U.S. Code, and other provisions of law to maintain and improve the defense industries base of the United States by specifying the management responsibilities of the Under Secretary of Defense for Acquisition, encouraging investment in emerging technologies and modernized production facilities, fostering the dedicated participation of private domestic sources, and discouraging unfair practices by foreign sources;

An original bill authorizing funds for fiscal year 1989 for the Department of Defense;

An original bill authorizing funds for fiscal year 1989 for defense activities of the Department of Energy;

An original bill authorizing supplemental funds for fiscal year ending September 30, 1988 for the Department of Defense;

An original bill authorizing funds for fiscal year 1989 for military construction programs of the Department of Defense;

An original bill authorizing funds for fiscal year 1989 for civil defense programs;

An original bill to amend title 10, U.S. Code, and other provisions of law to maintain and improve the defense industries base of the United States by specifying the management responsibilities of the Under Secretary of Defense for Acquisition, encouraging investment in emerging technologies and modernized production facilities, fostering the dedicated participation of private domestic sources, and discouraging unfair practices by foreign sources, in lieu of S. 1892;

An original bill to increase the authority to transfer unobligated balances between certain accounts of the Department of Defense in order to meet increased military personnel costs resulting from fluctuations in foreign currency exchange rates; in lieu of S. 2152; and

12,633 military nominations in the Army, Navy, Marine Corps, and Air Force.

DOE BUDGET

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Developoment concluded hearings on the proposed budget request for fossil energy programs of the Department of Energy, after receiving testimony from J. Allen Wampler, Assistant Secretary of Energy for Fossil Energy.

NATIONAL MONUMENTS AND HISTORIC SITES

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

H.R. 1100, to provide assistance to Wildlife Prairie Park, in the State of Illinois, after receiving testimony from Senator Dixon;

S. 1927, to provide for the approval of a desert land entry in the vicinity of Dinosaur National Monument, Utah, after receiving testimony from Roland Robison, Deputy Director, Bureau of Land Management, Department of the Interior;

S. 2057, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey, after receiving testimony from Howard L. Green, New Jersey Historical Commission, and Paul J. Taylor, New Jersey Department of Environmental Protection, both of Trenton; Terrence D. Moore, The Pinelands Commission, New Lisbon, New Jersey; and Robert M. LaTorre, Borough of Seaside Heights, Toms River, New Jersey; and

H.R. 3869, to amend the Act providing for the establishment of the Tuskegee University National Historic Site, Alabama, to authorize an exchange of properties between the United States and Tuskegee University, after receiving testimony from Senator Heflin.

Testimony was also received on all the aforementioned bills from Denis P. Galvin, Deputy Director, National Park Service, Department of the Interior.

MARINE RESEARCH

Committee on Environment and Public Works: Subcommittee on Environmental Protection concluded hearings on S. 2068, to protect marine and near shore-coastal waters through establishment of regional marine research centers, after receiving testimony from Tudor Davies, Director, Office of Marine and Estuarine Protection, Environmental Protection Agency; John Carey, Deputy Administrator, National Ocean Service, National Oceanic and Atmospheric Administration, Department of Commerce; Kenneth Curtis, Maine Maritime Academy, Castine, representing the Association for Research on the Gulf of Maine; Ronald K. Dearborn, Alaska Sea Grant Program, Fairbanks, representing the National Sea Grant Association; Robin Alden, Commercial Fisheries News, Stonington, Maine; Charles Fox, Environmental Policy Institute, Washington, D.C.; James P. Kennett, University of California, Santa Barbara; John Farrington, University of Massachusetts, Boston; and Robert Duce, University of Rhode Island, Kingston.

NOMINATION

Committee on Foreign Relations: Committee began hearings on the nomination of Robert S. Gelbard, of Washington, to be Ambassador to the Republic of Bolivia, where the nominee testified and answered questions in his own behalf.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of David A. Ezra, to be United States District Court Judge for the District of Hawaii, Shannon T. Mason, Jr., to be United States District Judge for the Eastern District of Virginia; John C. Lifland, to be United States District Judge for the District of New Jersey, and Grace Flores-Hughes, of Washington, D.C., to be Director of the Community Relations Service, after the nominees testified and answered questions in their own behalf. Mr. Ezra was introduced by Senators Inouye and Matsunaga, Mr. Mason was introduced by Senators Warner and Trible, Mr. Lifland was introduced by Senators Bradley and Lautenberg, and Ms. Flores-Hughes was introduced by Senators Simpson, Warner, and Trible. Testimony was also received on the nomination of Mr. Mason from Oscar Blayton, Newport News Virginia Branch of the NAACP, Newport News, Virginia.

HEALTH PROFESSIONS REAUTHORIZATION ACT

Committee on Labor and Human Resources: Committee concluded hearings on S. 2229, authorizing funds for fiscal years 1989, 1990, and 1991 for health research and related teaching facilities, and training of professional health personnel as contained in title VII of the Public Health Service Act, after receiving testimony from David N. Sundwall, Administrator, Health Resources and Services Administration, Department of Health and Human Services; Neal Vanselow, University of Minnesota, Minneapolis; Patrick Duarte, Rehabilitation Hospital of the Pacific, Honolulu, Hawaii; Polly Fitz, University of Connecticut, Storrs; Cecil Samuelson, University of Utah, Salt Lake City; Stephen Wotman, Case Western Reserve University, Cleveland, Ohio; Marcellus Grace, Xavier University of Louisiana, New Orleans; and Andrew P. Morley, Jr., American Academy of Family Physicians, Kansas City, Missouri.

VETERANS' JUDICIAL REVIEW

Committee on Veterans' Affairs: Committee concluded hearings on S. 11, to establish procedures for the adjudication of claims for benefits under laws administered by the Veterans' Administration, to provide for judicial review of certain financial decisions of the Administrator of Veterans Affairs, and to provide for the payment of reasonable fees to attorneys for rendering legal representation to individuals claiming benefits under laws administered by the VA, and S. 2292, to provide for judicial review of rulemaking by the Veterans' Administration, to allow attorneys' fees in cases involving veterans' claims for benefits, and to make other improvements in the provision of veterans' benefits, after receiving testimony from Senators Kerry and Daschle; Donald L. Ivers, General Counsel, Veterans' Administration; Morris S. Arnold, Judge, U.S. District Court for the Western District of Arkansas, and Stephen S. Breyer, Judge, U.S. Court of Appeals for the First Circuit, both representing the Judicial Conference of the United States; Susan Bennett, Eugene R. Fidell, Keith A. Rosenberg, E. Phillip Riggin, American Legion, James N. Magill, Veterans of Foreign Wars of the United States, John F. Heilman, and Joseph Zengerle, both of the Disabled American Veterans, R. Jack Powell, Paralyzed Veterans of America, Richard E. O'Dell, and Paul S. Egan, both of the Vietnam Veterans of America, Frank E.G. Weil, American Veterans Committee, and J. Thomas Burch, Jr., and William Bennett, both of the National Vietnam Veterans Coalition, all of Washington, DC; Dorothy Legarreta, Berkeley, California, representing the National Association of Radiation Survivors; and Philip Cushman, Portland, Oregon, and Sidney Cooper, New York, New York, both representing the Veterans for Due Process.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered the following measures favorably reported:

S. 1735, to clarify the Federal relationship to the Lac Vieux Desert Band of Lake Superior Chippewa Indians as a distinct Indian tribe, to clarify the status of members of the band, and to transfer title to trust lands, with an amendment in the nature of a substitute;

S. 1945, to require that annual rent at fair market value be paid for leasing certain Isleta Pueblo Indian tribal lands for a seismological laboratory, with an amendment in the nature of a substitute;

S. 2162, to provide for the establishment of the Zuni-Cibola National Historical Park in New Mexico, with an amendment in the nature of a substitute;

S. 1987, to establish a separate program to provide housing assistance for Indians and Alaska Natives, with an amendment in the nature of a substitute;

S. 1415, to facilitate and implement the settlement of Colorado Ute Indian reserved water rights claims in southwest Colorado, with amendments; and

S. 1236, to authorize funds for housing relocation under the Navajo-Hopi Relocation, with an amendment in the nature of a substitute.

AUTHORIZATIONS—INTELLIGENCE

Select Committee on Intelligence: Committee ordered the following measure favorably reported:

An original bill authorizing funds for fiscal year 1989 for the intelligence community.

INF TREATY

Select Committee on Intelligence: Committee resumed closed hearings on matters relating to the Treaty between the United States and the USSR on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), pending on Senate Executive Calendar, receiving testimony from officials of the intelligence community.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4478–4489; 1 private bill, H.R. 4490; and 2 resolutions, H.J. Res. 558, and H. Res. 437 were introduced.

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Recess: House recessed at 10:04 a.m. for a ceremony honoring Mrs. Lady Bird Johnson, and reconvened at 12:30 p.m.

Page 9186

Public Service Recognition Week: House passed and cleared for the President S.J. Res. 242, designating the period commencing May 2, 1988, and ending on May 8, 1988, as "Public Service Recognition Week".

Page 9190

Osteoporosis Prevention Week: House passed and cleared for the President S.J. Res. 250, designating week of May 8, 1988, through May 14, 1988, as "National Osteoporosis Prevention Week of 1988".

Page 9191

Older Americans Abuse Prevention Week: House passed and cleared for the President S.J. Res. 222, to designate the period commencing on May 1, 1988, and ending on May 7, 1988, as "National Older Americans Abuse Prevention Week".

Page 9192

Foster Care Month: House passed and cleared for the President S.J. Res. 59, to designate the month of May, 1988 as "National Foster Care Month".

Page 9192

Just Say No Week: House passed H.J. Res. 545, designating May 8–14, 1988, as "Just Say No Week".

Page 9193

Motion To Adjourn: By a recorded vote of 132 ayes to 272 noes, Roll No. 75, the House rejected the Gunderson motion to adjourn.

Page 9204

Defense Authorization: House continued consideration of H.R. 4264, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989; but came to no resolution thereon. Proceedings under the 5-minute rule will resume on Friday, April 29.

Page 9204

Pending when the Committee of the Whole rose was the Aspin en bloc amendment that consists of 43 separate noncontroversial amendments printed in section 3 of the Rules Committee report on H. Res. 435.

Page 9228

Agreed to the Gephardt amendment that bans nuclear explosive tests with a yield exceeding one kiloton, and to ban tests conducted outside designated test areas, as long as the Soviet Union observes the same ban (agreed to by a recorded vote of 214 ayes to 186 noes, Roll No. 79).

Page 9224

Earlier, agreed to the Broomfield amendment that, pursuant to H. Res. 435, was superseded by the preceding Gephardt amendment, that would have expressed the sense of Congress in support of the Administration's current nuclear testing negotiations (agreed to by a recorded vote of 399 ayes, Roll No. 78).

Page 9222

Rejected:

The Dickinson amendment that sought to provide $100 million for the development of a ground-based kinetic anti-satellite weapon and prohibit testing of the weapon at altitudes higher than 800 nautical miles during fiscal year 1989, unless the President certified to Congress that the Soviet Union had conducted such a test (rejected by a recorded vote of 195 ayes to 212 noes, Roll No. 76, after having been previously agreed to by a division vote of 21 ayes to 10 noes); and

Page 9211

The Brown of California amendment that sought to permanently ban the testing of the miniature homing vehicle anti-satellite weapon against an object in space unless the President certified to Congress that the Soviet Union had conducted such a test (rejected by a recorded vote of 197 ayes to 205 noes, Roll No. 77, after having been previously agreed to by a division vote of 110 ayes to 105 noes).

Page 9215

H. Res. 436, the rule that provides for the further consideration of the bill, was agreed to earlier by a yea-and-nay vote of 223 yeas to 183 nays, Roll No. 74.

Page 9194

Crow Tribe Assistance: House passed S. 2273, to provide for the transfer of certain funds to the Secretary of the Interior for the benefit of certain members of the Crow Tribe.

Page 9235

Agreed to the Kildee amendment in the nature of a substitute.

Page 9236

Referral: One Senate-passed measure was referred to the appropriate House committe.

Page 9248

Quorum Calls—Votes: One yea-and-nay vote and five recorded votes developed during the proceedings of the House today and appear on pages 9203, 9204, 9214, 9217, 9223, 9226. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 7:40 p.m.

Committee Meetings

TECHNOLOGY AND PUBLIC POLICY TO ENHANCE GRAIN QUALITY IN INTERNATIONAL TRADE

Committee on Agriculture: Subcommittee on Wheat, Soybeans, and Feed Grains and the Subcommittee on Department Operations, Research, and Foreign Agriculture held a joint hearing to review the Office of Technology Assessment report entitled "Technology and Public Policy to Enhance Grain Quality in International Trade." Testimony was heard from Mike Phillips, Senior Associate, Office of Technology Assessment, and former Representative Cooper Evans of Iowa.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary approved for full Committee action fiscal year 1989 supplemental items.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued appropriation hearings. Testimony was heard from public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Multilateral Development Banks. Testimony was heard from James A. Baker III, Secretary of the Treasury.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies concluded appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior concluded appropriation hearings. Testimony was heard from Members of Congress.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue May 2.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction approved for full Committee action the fiscal year 1989 Military Construction appropriation bill.

SUPREME COURT OF THE DISTRICT OF COLUMBIA ESTABLISHMENT ACT

Committee on the District of Columbia: Subcommittee on Judiciary and Education concluded hearings on H.R. 4366, Supreme Court of the District of Columbia Establishment Act. Testimony was heard from a public witness.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported amended the following bills: H.R. 1801, Juvenile Justice and Delinquency Prevention Act Amendments of 1987; H.R. 3424, Overseas Teachers Act of 1987; H.R. 4306, to amend the National School Lunch Act to require eligibility for free lunches to be based on the nonfarm income poverty guidelines prescribed of the Office of Management and Budget; and H.R. 1961, Pension Portability Act of 1987.

NATION'S SECURITIES MARKETS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings relating to the operations of the Nation's securities markets and the effectiveness of the Federal securities laws. Testimony was heard from a public witness.

HEARING AND COMPATIBILITY ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action amended H.R. 2213, Hearing Aid Compatibility Act of 1987.

MISCELLANEOUS INTERNATIONAL AFFAIRS AUTHORIZATION ACT; PROHIBIT INVESTMENTS IN SOUTH AFRICA

Committee on Foreign Affairs: Ordered reported H.R. 4471, Miscellaneous International Affairs Authorization Act of 1988.

The Committee also began markup of H.R. 1580, to prohibit investments in, and certain other activities with respect to South Africa.

Will continue tomorrow.

ENVIRONMENTAL ECONOMIC BENEFITS OF LOW INPUT FARMING

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on Environmental and Economic Benefits of Low Input Farming. Testimony was heard from John A. Moore, Assistant Administrator, Pesticides and Toxic Substances, EPA; Peter C. Myers, Deputy Secretary, USDA; Charles Benbrook, Executive Director, Board on Agriculture, National Research Council, National Academy of Sciences; and public witnesses.

THERAPEUTIC DRUGS FOR AIDS

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on Therapeutic Drugs for AIDS: Development, Testing and Availability. Testimony was heard from Representative Beilenson; and public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended the following bills: H.R. 3593, to amend the Federal Land Policy and Management Act to improve the management of Federal lands affected by certain non-Federal projects; and H.R. 2203, to increase the amount authorized to be appropriated with respect to the Sewall-Belmont House National Historic Site.

BERNE CONVENTION IMPLEMENTATION ACT; TERRORIST FIREARMS DETECTION ACT

Committee on the Judiciary: Ordered reported amended the following bills: H.R. 4262, Berne Conventional Implementation Act of 1988; and H.R. 4445, Terrorist Firearms Detection Act of 1988.

The Committee began markup of the following bills: H.R. 3911, Major Fraud Act of 1988; H.R. 4340, Retirement and Survivors' Annunities for Bankruptcy Judges and Magistrates Act of 1988; and S. 952, to improve the administration of justice by providing greater discretion to the Supreme Court in selecting the cases it will review.

The Committee also considered private immigration bills.

FEDERAL EMPLOYEES LIABILITY REFORM AND TORT COMPENSATION ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action the introduction of a clean bill in lieu of H.R. 4358, Federal Employees Liability Reform and Tort Compensation Act of 1988.

SHARE FEDERAL CRIMINAL ID RECORDS WITH PARIMUTUEL WAGERING AUTHORITIES

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on the following bills: H.R. 2611, to amend title 18, United States Code, to allow the National Association of State Racing Commissioners, State racing commissions and regulatory authorities that regulate parimutuel wagering to receive and share Federal Government criminal identification records; and H.R. 4458, to simplify the process of obtaining licensing by States for participation in parimutuel wagering by allowing consolidated requests to be made to the Federal Government for identification and criminal history records relating to the applicant for such licensing. Testimony was heard from Representatives Hopkins, Mazzoli, and Staggers; Melvin D. Mercer, Identification Division, FBI, Department of Justice; and public witnesses.

OVERSIGHT—U.S.-CANADA FREE TRADE AGREEMENT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held an oversight hearing on U.S.-Canada Free Trade Agreement. Testimony was heard from Representative Gibbons; Alan F. Holmer, Deputy U.S. Trade Representative; and public witnesses.

CHILD PROTECTION AND OBSCENITY ENFORCEMENT ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 3889, Child Protection and Obscenity Enforcement Act of 1988. Testimony was heard from public witnesses.

COLLECTION OF INTERSTATE SALES TAX

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law continued hearings on the following bills: H.R. 1242, Interstate Sales Tax Collection Act of 1987; H.R. 1891, Equity in Interstate Competition Act of 1987; and H.R. 3521, to authorize the several States and the District of Columbia to collect certain taxes with respect to sales of tangible personal property by nonresident persons who solicit such sales. Testimony was heard from public witnesses.

ADDITIONAL BANKRUPTCY JUDGESHIPS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on the following bills: H.R. 4064, to amend title 28 of the United States Code to authorize the appointment of additional bankruptcy judges; and H.R. 4160, to amend title 28, United States Code, to authorize the appointment of one additional bankruptcy judge for the eastern district of Texas. Testimony was heard from Judge Morey L. Sear, U.S. District Court and Chairman, Committee on Administration, of the Bankruptcy System, Judicial Conference of the United States; and a public witness.

BOAT SAFETY ACCOUNT REAUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on proposals for reauthorization of expenditures from the Boat Safety Account of the Aquatic Resources Trust Fund, including H.R. 3918, to authorize expenditures for boating safety programs, and oversight of Coast Guard administration of the Boat Safety Account. Testimony was heard from Victor S. Rezendes, Associate Director, Resources, Community, and Economic Development Division, GAO; RAdm. Marshall E. Gilbert, USCG, Resource Director/Comptroller, U.S. Coast Guard, Department of Transportation; and public witnesses.

MISCELLANEOUS MEASURES: PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action the following bills: H.R. 3817, to designate the Federal building located at 405 South Tucker Boulevard, St. Louis, MO, as the "Robert A. Young Building"; and H.R. 3838, to designate the Federal Building located at 215 North 17th Street in Omaha, NE, as the "Edward Zorinsky Federal Building."

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Shaw and Bereuter.

The Subcommittee also approved 3 lease, 1 design and 12 repair and alteration prospectuses.

Prior to this action, the Subcommittee held a hearing on pending prospectuses. Testimony was head from Representatives Baker and Horton; Charles Grizzle, Assistant Administrator, Administrative and Resource Management, EPA; and David Bibb, Assistant Commissioner, Real Property Planning, Public Building Service, GSA.

SMALL BUSINESS ACT AND SMALL BUSINESS INVESTMENT ACT AMENDMENTS

Committee on Small Business: Ordered reported amended the following bills: H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1958; and H.R. 3718, to authorize refinancing of certain small business debentures.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on the following bills: H.R. 4216, to amend title 38, United States Code, to increase the rates of compensation and dependency and indemnity compensation (DIC) payable to veterans with service-connected disabilities and their survivors; and H.R. 3722, to amend title 38, United States Code, to improve pension benefits for World War I veterans and for surviving spouses of such veterans. Testimony was heard from Representative Anderson; Grady W. Horton, Deputy Chief Benefits Director for Program Management, VA; and representatives of veterans' organizations.

FOSTER CARE, CHILD WELFARE AND ADOPTION REFORMS

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation and the Select Committee on Children, Youth, and Families continued joint hearings on Foster Care, Child Welfare and Adoption Assistance. Testimony was heard from Michael W. Weber, Director, Social Services, Department of Human Services, State of Minnesota; Monna Hurst, Administrator, Northern Virginia Regional Office, Department of Social Services, State of Virginia; Judge William G. Jones, District Court, 26th Judicial District, Charlotte, North Carolina; and public witnesses.

Hearings continue May 12.

Joint Meeting

CONGRESSIONAL BUDGET

Conferees continued to resolve the differences between the Senate- and House-passed versions of H. Con. Res. 268, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991, but did not complete action thereon, and recessed subject to call.

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Friday, April 29, 1988

Senate

Chamber Action

Routine Proceedings, pages 9508–9545

Measures Introduced: Seven bills and four resolutions were introduced, as follows: S. 2348–2354, S.J. Res. 310–312, and S. Res. 425.

Page 9527

Measures Passed:

Presidential Transitions Effectiveness Act: The Committee on Governmental Affairs was discharged from the further consideration of H.R. 3932, to amend the Presidential Transition Act of 1963, to provide for a more orderly transfer of executive power in connection with the expiration of the term of office of a President, and the bill was then passed, after striking all after the enacting clause and inserting the text of S. 2037, Senate companion measure (passed on Tuesday, April 26).

Page 9544

Appointments:

Commission on Railroad Retirement Reform: The Presiding Officer, on behalf of the President pro tempore, pursuant to section 9033(c)(1)(C) of Public Law 100-203, appointed Dr. Emil McKee Sunley, of Maryland, to serve on the Commission on Railroad Retirement Reform.

Page 9545

Nominations Confirmed: Senate confirmed the following nominations:

Elaine L. Chao, of California, to be a Federal Maritime Commissioner.

Page 9545

Messages From the House: **Page 9522**

Petitions and Memorials: **Page 9522**

Statements on Introduced Bills: **Page 9527**

Amendments Submitted: **Page 9538**

Additional Cosponsors: **Page 9537**

Authority for Committees: **Page 9538**

Additional Statements: **Page 9538**

Adjournment: Senate convened at 11 a.m., and, in accordance with S. Con. Res. 116, adjourned at 1:10 p.m., until 11 a.m., on Monday, May 9, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 9544.)

Committee Meetings

AUTHORIZATIONS—FEDERAL GRAIN INSPECTION SERVICE

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation concluded hearings on proposed legislation authorizing funds for the Federal Grain Inspection Service, Department of Agriculture, and to review technology and public policy to enhance grain quality in international trade, after receiving testimony from W. Kirk Miller, Administrator, Federal Grain Inspection Service, Department of Agriculture; Michael J. Phillips, Senior Associate, Food and Renewable Resources, Office of Technology Assessment; Cooper Evans, Cooper Evans and Associates, Cedar Falls, Indiana; Ervain J. Friehe, Nebraska Wheat Board, Lincoln; Cecil Watson, North Dakota Wheat Commission, Bismarck; Chris Teigum, Madelia, Minnesota, representing the American Soybean Association; Arvid Hawk, Cargill, Inc., on behalf of the National Grain and Feed Association, and Lawrence N. Neumann, Bentsen-Quinn Company, representing the National Grain Trade Council, both of Minneapolis, Minnesota; and Steve McCoy, North American Export Grain Assocation, Washington, DC.

APPROPRIATIONS—HEALTH AND HUMAN SERVICES

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies continued hearings on proposed budget estimates for fiscal year 1989 for the Department of Health and Human Services, receiving testimony in behalf of funds for departmental management, Office for Civil Rights, policy research, Office of the Inspector General, Family Support Administration, and Human Development Services, from Otis R. Bowen, Secretary, and Richard P. Kusserow, Inspector General, both of the Department of Health and Human Services.

Subcommittee will meet again on Tuesday, May 10.

APPROPRIATIONS—OPM

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1989 for the Office of Personnel Management, receiving testimony from Constance Horner, Director, OPM; and numerous public witnesses.

Subcommittee recessed subject to call.

STATUS OF ORGANIZED CRIME

Committee on Governmental Affairs: Permanent Subcommittee on Investigations concluded hearings on the status of organized crime and the effectiveness of law enforcement, focusing on labor racketeering, narcotics trafficking and other organized crime groups, after receiving testimony from Vincent Cafaro, New York, New York.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 4491–4503; and 2 resolutions, H.J. Res. 559 and 560 were introduced.

Page 9599

Bills Reported: Reports were filed as follows:

H.R. 4387, to authorize appropriations for fiscal year 1989 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System, amended (H. Rept. 100-591);

H.R. 3896, to amend title 5, United States Code, to change the position of the Director of the Census Bureau to level IV from level V in the Executive Schedule (H. Rept. 100-592); and

H.R. 3897, to designate the United States Post Office Building located at 500 West Chestnut Expressway in Springfield, Missouri, as the "Gene Taylor Post Office Building" (H. Rept. 100-593).

Page 9599

Journal: By a yea-and-nay vote of 230 yeas to 113 nays, Roll No. 80, the House approved the Journal of Thursday, April 28.

Page 9546

Committee To Sit: Committee on Science, Space, and Technology received permission to sit today during proceedings of the House under the 5-minute rule.

Page 9547

Senate Recess: House agreed to S. Con. Res. 116, providing for a conditional adjournment or recess of the Senate from April 29, 1988 until May 9, 1988—clearing the measure.

Page 9547

Special Olympics Torch Run: House agreed to S. Con. Res. 114, authorizing the Law Enforcement

Torch Run for the Special Olympics through the Capitol Grounds—clearing the measure.

Page 9547

Defense Authorization: House continued consideration of H.R. 4264, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989; but came to no resolution thereon. Proceedings under the 5-minute rule will resume on Monday, May 2.

Page 9553

Agreed To:

The Aspin en bloc amendment that consists of 43 separate noncontroversial amendments printed in section 3 of the Rules Committee report on H. Res. 435 (agreed to by a recorded vote of 367 ayes to 4 noes, Roll No. 81);

Pages 9228, 9553

The Crane amendment, as amended by the Skelton substitute, that extends applicability of commander authority to ongoing and future reviews of commercial activities involving civilian employees;

Page 9571

The McMillan of North Carolina amendment that expresses the sense of Congress that the United States should enter into defense burdensharing negotiations with our allies (agreed to by a recorded vote of 350 ayes, Roll No. 85); and

Page 9586

The Bentley amendment, as amended by the Mavroules substitute, that expresses the sense of Congress that the Defense Department should take into account amounts to be paid by the bidder in Federal taxes in determining the most qualified responsive bid for a purchase or contract for an amount in excess of $100,000.

Page 9591

Rejected:

The Traficant amendment that sought to prohibit contracting out any base support function at Air Force Reserve bases to private contractors (rejected by a recorded vote of 131 ayes to 229 noes, Roll No. 82);

Page 9573

The Bryant amendment that sought to reduce the number of United States troops in Europe by 30,000 in fiscal years 1991 through 1993 and reduce the number in Japan by 7,000 unless NATO countries and Japan increase their spending on defense at a rate equal to their economic growth plus one percent, and take other actions to assume a greater share of their defense (rejected by a recorded vote of 120 ayes to 240 noes, Roll No. 83); and

Page 9577

The Robinson amendment that sought to provide for the phased withdrawal of United States forces in Europe unless other NATO countries collectively increase their defense spending as a percentage of gross national product, to a level equivalent to the United States (rejected by a recorded vote of 21 ayes to 332 noes with 1 voting "present", Roll No. 84).

Page 9584

The Richardson amendment was offered but subsequently withdrawn that sought to prohibit the Defense Department from reducing United States military personnel in NATO countries, unless the President certifies to Congress that such action is in United States national security interests.

Page 9589

Quorum Calls—Votes: One yea-and-nay vote and five recorded votes developed during the proceedings of the House today and appear on pages 9546, 9563, 9574, 9583, 9585, 9588. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 3:25 p.m.

Committee Meetings

THERAPEUTIC DRUGS FOR AIDS

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations hearings on Therapeutic Drugs for AIDS: Development, Testing and Availability. Testimony was heard from Adm. James D. Watkins (Ret.), Chairman, Presidential Commission on the Human Immunodeficiency Virus Epidemic; from the following officials of the Department of Health and Human Services: Dr. Anthony S. Fucci, Director, National Institute of Allergy and Infectious Diseases, NIH; and Dr. Frank E. Young, Commissioner, FDA; and a public witness.

SATELLITE HOME VIEWER COPYRIGHT ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice began markup of H.R. 2848, Satellite Home Viewer Copyright Act of 1987.

Will continue May 4.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Science, Space, and Technology: Began markup of the Department of Energy fiscal year 1989 authorization.

Monday, May 2, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, May 9, 1988, at 11 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 4504–4508; 1 private bill, H.R. 4509; and 1 resolution, H.J. Res. 561 were introduced.

Page 9673

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Sent to the Senate without amendment:

Colorado Coastal Plains project study: H.R. 3819, to prohibit additional appropriations for the analysis and study for the Shaws Bend site of the Colorado Coastal Plains project.

Page 9623

Sent to the Senate, amended:

Columbia Basin project roads: H.R. 2558, to authorize the Secretary of the Interior to take corrective action to protect certain portions of the Franklin County, Washington, road system within the Federal Columbia Basin reclamation project; and

Page 9621

Lac Vieux Desert Band: H.R. 3679, to clarify the Federal relationship to the Lac Vieux Desert Band of Lake Superior Chippewa Indians as a distinct Indian tribe, to clarify the status of members of the band, and to transfer title to trust lands.

Page 9621

Day of Prayer: House passed and cleared for the President S. 1378, to provide for setting aside the first Thursday in May as the date on which the National Day of Prayer is celebrated.

Page 9623

Take Pride in America Month: House passed H.J. Res. 530, designating May 1988 as "Take Pride in America Month".

Page 9624

Atomic Veterans Compensation: By a yea-and-nay vote of 326 yeas to 2 nays, Roll No. 86, the House voted to suspend the rules and agree to the Senate amendments to H.R. 1811, to amend title 38, United States Code, to provide certain benefits to veterans and survivors of veterans who participated in atmospheric nuclear tests or the occupation of Hiroshima and Nagasaki and who suffer from diseases that may be attributable to low levels of ionizing radiation—clearing the measure for the President.

Page 9625

Defense Authorization: House continued consideration of H.R. 4264, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989; but came to no resolution thereon. Proceedings under the 5-minute rule will resume on Tuesday, May 3.

Page 9633

Agreed to:

The Foley amendment, as amended by the Hunter substitute (substitute agreed to by a recorded vote of 336 ayes to 21 noes, Roll No. 87), that prohibits the introduction of United States military forces into or over Nicaragua for combat except where Congress authorizes such introduction, where there is a clear and present danger to the United States, its embassy, or its Government personnel or citizens, to meet a threat to any ally, in response to terrorism involving citizens of the United States or its allies, or if MIG or similar aircraft are introduced into Nicaragua (agreed to by a recorded vote of 276 ayes to 92 noes, Roll No. 88); and

Pages 9633, 9634

The Aspin amendment en bloc that consists of 10 separate noncontroversial amendments, including modifications, printed in section 3 of the Rules Committee report on H. Res. 436.

Page 9634

Rejected:

The Lowry amendment that sought to reduce the authorization for additional United States Army construction in Honduras by $3.05 million (rejected by a recorded vote of 111 ayes to 267 noes, Roll. No. 89);

Page 9637

The Markey amendment that sought to prohibit use of authorized funds for the purpose of participation by United States forces in any military training exercise or maneuver within 20 miles of the Nicaraguan border (rejected by a recorded vote of 147 ayes to 238 noes, Roll. No. 90);

Page 9640

The Boxer amendment that sought to express the sense of Congress that sustained real growth in defense budgets should be financed on a pay-as-you-go basis (rejected by a recorded vote of 165 ayes to 220 noes, Roll No. 91); and

Page 9650

The Kyl amendment that sought to express the sense of Congress that, beginning with fiscal year 1990, the defense budget for each fiscal year should provide for modest but sustained real growth compared to the preceding fiscal year (rejected by a recorded vote of 167 ayes to 219 noes, Roll No. 92). **Page 9652**

Referrals: Four Senate-passed measures were referred to the appropriate House committees. **Page 9665**

Quorum Calls—Votes: One yea-and-nay vote and six recorded votes developed during the proceedings of the House today and appear on pages 9632, 9635, 9639, 9641, 9651, 9654, 9656. There were no quorum calls.

Adjournment: Met at noon and adjourned at 5:38 p.m.

Committee Meetings

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

FRAUDULENT FINANCIAL REPORTING

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the report of the National Commission on Fraudulent Financial Reporting. Testimony was heard from David S. Ruder, Chairman, SEC.

Résumé of Congressional Activity

SECOND SESSION OF ONE-HUNDREDTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 25 through April 30, 1988

	Senate	*House*	*Total*
Days in session	51	49	..
Time in session	397 hrs., 56′	184 hrs., 46′	..
Congressional Record:			
Pages of proceedings	5,260	2,758	8,018
Extensions of Remarks	..	..	1,324
Public bills enacted into law	36	20	..
Private bills enacted into law	..	1	..
Bills in conference	1	4	..
Bills through conference	..	..	..
Measures passed, total	168	156	324
Senate bills	40	15	..
House bills	22	44	..
Senate joint resolutions	40	33	..
House joint resolutions	14	20	..
Senate concurrent resolutions	15	6	..
House concurrent resolutions	5	8	..
Simple resolutions	32	33	..
Measures reported, total	*117	*74	191
Senate bills	38	3	..
House bills	6	49	..
Senate joint resolutions	40	2	..
House joint resolutions	..	1	..
Senate concurrent resolutions	7	..	..
House concurrent resolutions	..	1	..
Simple resolutions	26	18	..
Special reports	4	16	..
Conference reports	..	4	..
Measures pending on calendar	71	63	..
Measures introduced, total	496	933	1,429
Bills	339	664	..
Joint resolutions	69	123	..
Concurrent resolutions	19	54	..
Simple resolutions	69	92	..
Quorum calls	17	3	..
Yea-and-nay votes	120	53	..
Recorded votes	..	29	..
Bills vetoed	1	..	1
Vetoes overridden	2	2	..

*** These figures include all measures reported, even if there was no accompanying report. A total of 51 reports has been filed in the Senate, a total of 94 have been filed in the House.**

DISPOSITION OF EXECUTIVE NOMINATIONS

January 25, through April 30, 1988

Civilian nominations, totaling 254 (including 112 nominations carried over from the first session), disposed of as follows:

Confirmed	93
Unconfirmed	157
Withdrawn	4

Civilian nominations (lists), totaling 364, (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	362
Unconfirmed	2

Air Force nominations, totaling 8,057 (including 2,955 nominations carried over from the first session), disposed of as follows:

Confirmed	7,997
Unconfirmed	60

Army nominations, totaling 8,344 (including 2,361 nominations carried over from the first session), disposed of as follows:

Confirmed	8,321
Unconfirmed	23

Navy nominations, totaling 5,664 (including 46 nominations carried over from the first session), disposed of as follows:

Confirmed	4,767
Unconfirmed	897

Marine Corps nominations, totaling 776 (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	775
Unconfirmed	1

Summary

Total nominations carried over from the first session	5,494
Total nominations received this session	17,965
Total confirmed	22,315
Total unconfirmed	1,140
Total withdrawn	

Tuesday, May 3, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, May 9, 1988, at 11 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 4510–4520; 2 private bills, H.R. 4521 and 4522; and 5 resolutions, H.J. Res. 562, H. Con. Res. 290–292, and H. Res. 438 were introduced. **Page 9790**

Bills Reported: Reports were filed as follows:

H.R. 4471, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation, and to make supplemental authorizations of appropriations for the Board for International Broadcasting (H. Rept. 100–594); and

H. Res. 438, providing for correcting the enrollment of H.R. 3, to enhance the competitiveness of American industry (H. Rept. 100–595). **Page 9790**

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Passed and cleared for the President: S. 393.

Passed over without prejudice: H.R. 2108, 1672, 2684, 1864, 2682, and 2711.

Objected to and recommitted to the Committee on the Judiciary: H.R. 2358 and 1491. **Page 9701**

Presidential Message—U.S.-G.D.R. Fishery Agreement: Received and read a message from the President wherein he transmits an Agreement extending and amending the Governing International Fishery Agreement between the Government of the United States of America and the Government of the German Democratic Republic—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 100–191). **Page 9705**

Defense Authorization: House continued consideration of H.R. 4264, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989; but came to no resolution thereon. Proceedings under the 5-minute rule will resume on Wednesday, May 4. **Pages 9705, 9721**

Agreed To:

The Murphy amendment that raises the threshold of the Davis-Bacon Act provisions from $2,000 to $50,000 for all Federal construction projects and from $2,000 to $15,000 for all Federal renovation, repair, and alteration projects (agreed to by a recorded vote of 213 ayes to 195 noes, Roll No. 93); **Page 9712**

The Bustamante amendment to restore the use of the "Monroney amendment" in determining wage rates for highly skilled Defense Department civilian employees; **Page 9721**

The Solarz amendment, as modified, that expresses the sense of Congress that any agreement negotiated by the President in the START Talks should not include any provision which would result in a reduction of the total number of United States ballistic-missile-carrying submarines below 20 or a large assymetrical reduction in any single element of the strategic triad; **Page 9723**

The Aspin en bloc amendment that consists of 10 noncontroversial amendments, including modifications, as printed in section 3 of the Rules Committee report on H. Res. 435 or H. Res. 436; **Page 9724**

The Aspin amendment that prohibits all spending for the BIGEYE binary chemical bomb, except for a two-year testing program; **Page 9735**

The Schumer amendment, as amended by the Spratt perfecting amendment, that requires adherence to the programmed end of defense acquisition programs and requires the Secretary to identify 10 programs in fiscal year 1990 to be funded at a level to allow procurement at the maximum rate of production for that program; **Pages 9737, 9738**

The Boxer amendment that limits the liability of costs of contractors incurred in connection with any proceeding relating to a violation of any Federal, State, or local law or regulation; **Page 9740**

The Bentley amendment, as modified, to provide that technical data, which must be transferred for the purpose of second source procurement, be used only for procurement, within the United States;

Page 9743

The Kennedy amendment, as amended by the McCurdy amendment, that prohibits the Defense Department from awarding a contract to any foreign defense contractor if the Department's Inspector General determines that the contractor discriminates, on the basis of race, color, religion, sex, or national origin, in its employment practices (agreed to by a recorded vote of 365 ayes to 50 noes, Roll No. 95);

Page 9744

The LaFalce amendment that strikes language requiring that all military clothing and textile contracts with an anticipated value greater than $100,000 be open to unrestricted competition;

Page 9749

The Aspin amendment that prohibits the use of Coast Guard resources in the Persian Gulf;

Page 9751

The Buechner amendment that expresses the sense of Congress that the President should work to modernize and upgrade conventional forces in Europe given the planned withdrawal of United States intermediate-range nuclear weapons under the INF Treaty and that the President should halt the missile withdrawal or take other appropriate measures if he certifies that the Soviet Union has violated the INF Treaty;

Page 9756

The Fascell amendment, as amended by the Aspin substitute amendment, that requires the Secretaries of Defense and State and the Directors of the CIA and the United States Arms Control and Disarmament Agency to report to Congress on the responsibility of each such officer for the monitoring and verification of arms control agreements;

Page 9758

The Solomon amendment that provides that the absence of essential registration information in Selective Service System records is prima facie evidence of that person's failure to register unless the person discloses certain information pertaining to the registration (agreed to by a recorded vote of 262 ayes to 140 noes, Roll No. 96);

Page 9759

The Torricelli amendment that directs the Navy to encourage United States shipyards to construct combatant vessels, including diesel submarines, for our allies; and

Page 9760

The Morrison of Washington amendment that directs the Secretary of the Energy to formulate a plan to demonstrate the technical feasibility of burning weapons grade nuclear materials from one or more dismantled nuclear weapons in a liquid metal reactor.

Page 9762

Rejected the Stenholm amendment that sought to raise the threshold of the Davis-Bacon Act provisions that apply to military construction and family housing from $2,000 to $250,000, require the recognition of the "helper" classification, prohibit dividing projects to evade Davis-Bacon, and reduce from weekly to quarterly the required payroll submissions (rejected by a recorded vote of 204 ayes to 210 noes, Roll No. 94).

Page 9717

Quorum Calls—Votes: Four recorded votes developed during the proceedings of the House today and appear on pages 9716, 9720, 9748, 9760. There were no quorum calls.

Adjournment:

Met at noon and adjourned at 8:14 p.m.

Committee Meetings

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held an oversight hearing on the budget of the Federal Reserve System. Testimony was heard from the following members, Board of Governors, Federal Reserve System: Wayne D. Angell; and Edward W. Kelly, Jr.

SANCTIONS AGAINST ETHIOPIA; PROHIBIT INVESTMENTS IN SOUTH AFRICA

Committee on Foreign Affairs: Ordered reported amended the following measures: H.J. Res. 562, condemning human rights violations by the Government of Ethiopia and providing for sanctions against Ethiopia; and H.R. 1580, to prohibit investments in, and certain other activities with respect to South Africa.

BIOLOGICAL WARFARE TESTING

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science, the Subcommittee on Energy and the Environment of the Committee on Interior and Insular Affairs and the Subcommittee on Military Installations and Facilities of the Committee on Armed Services held a joint hearing on biological warfare testing. Testimony was heard from Lynn Hansen, Assistant Director, Multilateral Affairs, U.S. Arms Control and Disarmament Agency; Roger Harrison, Deputy Assistant Secretary, Bureau of Politico-Military Affairs, Department of State; Richard E. Sanderson, Director, Office of Federal Activities, EPA; Thomas J. Welch, Deputy Assistant to the Secretary, Atomic Energy and Chemical Matters, Department of Defense; Michael Poling, Deputy Assistant Secretary, Land and Mineral Management, Department of the Interior; and public witnesses.

INSURANCE FOR RECREATIONAL EVENTS ON FEDERALLY OWNED LANDS

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 2095, relating to requirements for insurance for recreational events on federally owned lands. Testimony was heard from Tom Allen, Assistant Director, Management Services, Bureau of Land Management, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 3911, amended, Major Fraud Act of 1988; H.R. 4340, amended, Retirement and Survivors, Annuities for Bankruptcy Judges and Magistrates Act of 1988; and S. 952, to improve the administration of justice by providing greater discretion to the Supreme Court in selecting the cases it will review; and H.R. 4379, amended, Temporary Safe Haven Act of 1988.

NATIONAL FISH AND WILDLIFE ENHANCEMENT ACT

Committee on Merchant Marine and Fisheries: Ordered reported amended H.R. 3601, National Fish and Wildlife Enhancement Act of 1987.

HIGHWAY SAFETY MATTERS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on highway safety matters. Testimony was heard from public witnesses.

OMNIBUS TRADE AND COMPETITIVENESS ACT

Committee on Rules: Granted a rule providing for the adoption of a concurrent resolution to correct the enrollment of H.R. 3, Omnibus Trade and Competitiveness Act of 1988. Testimony was heard from Representative Bonior of Michigan.

FAA'S LONG-RANGE PLANNING AND RESEARCH

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on FAA's Long-range Planning and Research. Testimony was heard from Edith Page, Project Director, SET Program, Office of Technology Assessment; and public witnesses.

Hearings continue tomorrow.

QUALITY OF TESTING PHYSICIANS' OFFICE LABORATORIES

Committee on Small Business: Subcommittee on Regulation and Business Opportunities held a hearing on a report on quality of testing in physicians' office laboratories. Testimony was heard from Richard P. Kusserow, Inspector General, Department of Health and Human Services; and public witnesses.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Ways and Means: Subcommittee on Trade began markup of the U.S.-Canada Free Trade Agreement.

Will continue May 5.

DOUBLE DUTY: CARING FOR CHILDREN AND THE ELDERLY

Select Committee on Children, Youth, and Families: Held a hearing on "Double Duty: Caring for Children and the Elderly." Testimony was heard from public witnesses.

Joint Meeting

HEALTH CARE IN AMERICA

Joint Economic Committee: Subcommittee on Education and Health held hearings to review the future of health care in America, receiving testimony from George Schieber, Director, Office of Research, Mark Freeland, Chief Economist, Office of the Actuary, and Daniel Waldo, Special Assistant to the Director, Office of National Cost Estimates, all of the Health Care Financing Administration, Department of Health and Human Services; Joseph A. Califano, Jr., Dewey, Ballantine, Bushby, Palmer and Wood, Washington, DC, and former Secretary of Health, Education, and Welfare; Daren Davis, Johns Hopkins University, Baltimore, Maryland; Dorothy P. Rice, University of California, San Francisco, Uwe E. Reinhardt, Princeton University, Princeton, New Jersey; George A. Silver, Yale University School of

Medicine, New Haven, Connecticut; and Robert Evans, University of British Columbia, Vancouver.

Hearings continue on Tuesday, May 10.

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Wednesday, May 4, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, May 9, 1988, at 11 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 4523–4537; 1 private bill, H.R. 4538; and 2 resolutions, H.J. Res. 563, H. Con. Res. 293, were introduced.

Page 9900

Bills Reported: Reports were filed as follows:

H.R. 4363; 3925, and 446 all private bills (H. Repts. 100–596 through 100–598, respectively);

H.R. 4318, to improve the administration of the personnel systems of the General Accounting Office, amended (H. Rept. 100–599);

H.R. 1516, to require annual appropriations of funds necessary to support timber management and resource conservation on the Tongass National Forest, amended (H. Rept. 100–600);

H.J. Res. 493, disapproving the 1988 certification by the President with respect to Bolivia under section 481(h) of the Foreign Assistance Act of 1961 (H. Rept. 100–601);

H.J. Res. 495, disapproving the 1988 certification by the President with respect to Paraguay under section 481(h) of the Foreign Assistance Act of 1961 (H. Rept. 100–602); and

H.J. Res. 497, disapproving the 1988 certification by the President with respect to Peru under section 481(h) of the Foreign Assistance Act of 1961 (H. Rept. 100–603).

Page 9900

Journal: By a yea-and-nay vote of 259 yeas to 136 nays, Roll No. 97, the House approved the Journal of Tuesday, May 3.

Page 9818

Committees To Sit: Subcommittee on Criminal Justice of the Committee on the Judiciary and Subcommittee on Transportation, Tourism and Hazardous Materials of the Committee on Energy and Commerce received permission to sit today during proceedings of the House under the 5-minute rule; and

Page 9819

Committee on Public Works and Transportation received permission to sit on Thursday, May 5.

Page 9819

Defense Authorization: House continued consideration of H.R. 4264, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989; but came to no resolution thereon. Proceedings under the 5-minute rule will resume on Thursday, May 5.

Page 9827

Agreed To:

The Bennett amendment that reduces SDI funding by $517 million in research and development, $11 million in military construction, and $40 million in Energy Department accounts funding (agreed to by a recorded vote of 223 ayes to 195 noes, Roll No. 101); and

Page 9850

The Spratt amendment that limits research and development funds which can be spent on Phase I of the SDI program to 40 percent of the total available SDI funds (agreed to by a recorded vote of 244 ayes to 174 noes, Roll No. 102).

Page 9862

Rejected:

The Kyl amendment that sought to increase SDI research and development funding by $800 million (rejected by a recorded vote of 105 ayes to 312 noes, Roll No. 98);

Page 9838

The Dellums motion that the Committee of the Whole rise and report the bill back to the House with the recommendation that the enacting clause be stricken;

Page 9842

The Dellums amendment that sought to terminate the SDI program and authorize $1.265 billion to establish a new Strategic Technology Research Office within the Defense Advanced Research Agency (rejected by a recorded vote of 118 ayes to 299 noes, Roll No. 99); and

Page 9839

The Dickinson amendment that sought to increase the SDI research and development funding level by $1 million to $3.701 billion (rejected by a recorded vote of 190 ayes to 227 noes, Roll No. 100).

Page 9847

Subcommittee To Sit: Subcommittee on Human Resources and Intergovernmental Relations of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Thursday, May 5.

Page 9864

Trade: By a recorded vote of 253 ayes to 159 noes, Roll No. 103, the House agreed to H. Res. 438, providing for correcting the enrollment of H.R. 3, to enhance the competitiveness of American industry.

Page 9874

H. Con. Res. 293, correcting the enrollment of H.R. 3, was subsequently considered to have been agreed to, pursuant the provisions of H. Res. 438.

Page 9865

Earlier, a point of order against consideration of H. Res. 438 was overruled.

Page 9865

Quorum Calls—Votes: One yea-and-nay vote and six recorded votes developed during the proceedings of the House today and appear on pages 9818, 9838, 9846, 9849, 9852, 9864, 9874. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 8:45 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy approved for full Committee action amended the following bills: H.R. 2756, to amend the Middle Atlantic Interstate Forest Fire Protection Compact to include the State of Ohio; and H.R. 2835, to direct the Secretary of Agriculture to release certain restrictions on a parcel for land located in Henderson, TN.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Sawyer and Sundquist; and Larry Henson, Associate Director, Forest Service, USDA.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary met in executive session to conclude appropriation hearings. Testimony was heard from George P. Shultz, Secretary of State.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Acquisition Reforms. Testimony was heard from Robert B. Costello, Under Secretary (Acquisition), Department of Defense.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development met in executive session and approved for full Committee action the Energy and Water Development appropriation bill for fiscal year 1989.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, General Government met in executive session and approved for full Committee action the Treasury, Postal Service, General Government appropriation bill for fiscal year 1989.

POLICY-BASED LENDING AND THE WORLD BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance held a hearing on Policy-Based Lending and the World Bank. Testimony was heard from public witnesses.

AID AND TRADE

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Finance, Trade and Monetary Policy held a hearing on Aid and Trade. Testimony was heard from John A. Bohn, Jr., Chairman, Export-Import Bank; Ambassador Ernest Preeg, Chief Economist and Deputy Assistant Administrator, Program and Policy Coordination, AID; and public witnesses.

OSHA OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety held an oversight hearing on OSHA's Fire Brigade Stand, focusing on the standards for personal protective equipment. Testimony was heard from John A. Pendergrass, Assistant Secretary, Occupational Safety and Health, Department of Labor.

LEGALITY OF CIGARETTE ADVERTISEMENTS UNDER THE FTC ACT

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials held a hearing on the legality of cigarette advertisements under the FTC Act. Testimony was heard from Daniel Oliver, Chairman, FTC; and public witnesses.

STATUS OF CIVIL AND POLITICAL RIGHTS IN THE SOVIET UNION

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on the Status of Civil and Political Rights in the Soviet Union: Pre-Summit Assessment and Update. Testimony was heard from public witnesses.

POLITICAL SITUATION IN PANAMA AND OPTIONS FOR UNITED STATES POLICY

Committee on Foreign Affairs: Subcommittee on Western Hemisphere continued hearings on the Political Situation in Panama and Options for U.S. Policy, Part II. Testimony was heard from public witnesses.

SEWALL-BELMONT HOUSE AUTHORIZATION

Committee on Interior and Insular Affairs: Ordered reported amended H.R. 2203, to increase the amount authorized to be appropriated with respect to the Sewall-Belmont House National Historic Site.

COLORADO RIVER STORAGE PROJECT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources continued hearings on H.R. 3408, to increase the amounts authorized for the Colorado River Storage Project. Testimony was heard from Representative Nielson of Utah; James Ziglar, Assistant Secretary, Water and Science, Department of the Interior; and public witnesses.

POST-EMPLOYMENT ACTIVITIES OF FEDERAL OFFICERS AND EMPLOYEES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on proposals on the adequacy of current restrictions on the post-employment activities of federal officers and employees. Testimony was heard from Senator Thurmond; Representatives Wolpe and Kaptur; John C. Kenney, Acting Attorney General, Criminal Division, Department of Justice; Marshall Breger, Chairman, Administrative Conference of the United States; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on Anti-Indian Violence. Testimony was heard from public witnesses.

Hearings continue May 18.

ANTITRUST DAMAGES CLARIFICATION ACT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 1766, Antitrust Damages Clarification Act of 1987. Testimony was heard from Jeffrey I. Zuckerman, Director, Bureau of Competition, FTC; Jim Mattox, Attorney General, State of Texas; and public witnesses.

FEDERAL PAY REFORM ACT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits approved for full Committee action H.R. 3132, Federal Pay Reform Act of 1987.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization held a joint oversight hearing on the status of the U.S. Postal Service. Testimony was heard from the following officials of the U.S. Postal Service: John N. Griesemer, Chairman, John L. Ryan, Vice Chairman, Ira D. Hall, Crocker Nevin, Robert Setrakian and Ruth O. Peters, all members of the Board of Governors; Anthony M. Frank, Postmaster General; and Michael S. Coughlin, Assistant Postmaster General.

NASA AUTHORIZATION

Committee on Science, Space, and Technology, Subcommittee on Space Science and Applications approved for Full committee action, as amended, H.R. 4157, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management.

FAA'S LONG-RANGE PLANNING AND RESEARCH

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials concluded hearings on FAA's Long-Range Planning and Research. Testimony was heard from T. Allan McArtor, Administrator, FAA, Department of Transportation.

OPPORTUNITIES FOR VIETNAM VETERANS IN SMALL BUSINESS

Committee on Small Business: Subcommittee on Procurement, Innovation and Minority Enterprise Development held a hearing on opportunities for Vietnam veterans in small business. Testimony was heard from Richard E. Ellis, Director, Office of Veterans' Affairs, SBA; and public witnesses.

MINORITY CONTRACTING

Committee on Small Business: Subcommittee on Procurement, Innovation and Minority Enterprise Development held a hearing on minority contracting. Testimony was heard from public witnesses.

VETERANS' MEDICAL LEGISLATIVE INITIATIVES

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on medical legislative initiatives for fiscal year 1989. Testimony was heard from Dr. John A. Gronvall, Chief Benefits Director, VA; and representatives of veterans' organizations.

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Thursday, May 5, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, May 9, 1988, at 11 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills H.R. 4539–4547; and 3 resolutions, H. Con. Res. 294 and 295, and H. Res. 439 were introduced.

Page 9975

Bills Reported: Reports were filed as follows:

H.R. 3927, to amend the United States Housing Act of 1937 to establish a separate program to provide housing assistance for Indians and Alaska Natives, amended (H. Rept. 100–604);

H.R. 1801, to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to authorize appropriations for fiscal years 1989 through 1992, amended (H. Rept. 100–605);

H.R. 4306, to amend the National School Lunch Act to require eligibility for free lunches to be based on the nonfarm income poverty guidelines prescribed by the Office of Management and Budget, amended (H. Rept. 100–606);

H.R. 3424, amending the Defense Department Overseas Teachers Pay and Personnel Practices Act and the Defense Dependents' Education Act of 1978, amend (H. Rept. 100–607); and

H.R. 4083 to amend title 5, United States Code, to authorize the establishment of the Federal Bureau of Investigation and Drug Enforcement Administration Senior Executive Service, amended (H. Rept. 100–608).

Page 9975

Journal: By a yea-and-nay vote of 248 yeas to 132 nays, Roll No. 104, the House approved the Journal of Wednesday, May 4.

Page 9929

Committee To Sit: Committee on Science, Space, and Technology received permission to sit today during proceedings of the House under the 5-minute rule.

Page 9930

Defense Authorization: House continued consideration of H.R. 4264, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989; but came to no resolution thereon. Proceedings under the 5-minute rule are scheduled to resume on Wednesday, May 11.

Page 9930

Agreed To:

The Aspin en bloc amendment that consists of four separate noncontroversial amendments, with modifications, printed in section 3 of the Rules Committee reports on H. Res. 435 and 436, relating to special isotope separation, protection of information from hostile intelligence activities, study of classified information, and review of engineering;

Page 9930

The Aspin amendment, as amended by the Dickinson amendment (Dickinson amendment agreed to by a recorded vote of 385 ayes to 23 noes, Roll No. 105), that adds $725 million in additional authorizations for drug interdiction and Navy procurement and directs the President to deploy equipment and personnel of the Armed Forces sufficient to halt the unlawful penetration of United States borders by aircraft and vessels carrying narcotics during fiscal year 1989. A point of order was sustained against a similar Dickinson amendment to the Aspin amendment; and

Page 9934

The Mavroules amendment that reduces the authorization for the MX rail-garrison program by $400 million, increase the authorization for the SICBM program by $100 million, and reduce the Air Force research and development total authorization by $300 million (agreed to by a recorded vote of 233 ayes to 171 noes, Roll No. 109).

Page 9962

Rejected:

The Rowland of Connecticut amendment, as modified, that sought to reduce Air Force research and development funding by $500 million and prohibit use of Air Force funds for the Small Intercontinental Ballistic Missile program (rejected by a recorded vote of 100 ayes to 309 noes, Roll No. 106);

Page 9954

The Hertel amendment, as modified, that sought to reduce Air Force research and development funding by $500 million and prohibit use of Air Force funds for the MX rail-garrison program (rejected by a recorded vote of 143 ayes to 265 noes, Roll No. 107);

Page 9957

The Dickinson amendment that sought to reduce the authorization for the SICBM program by $150 million and increase the authorization for the MX rail-mobile program by $150 million (rejected by a recorded vote of 156 ayes to 247 noes, Roll No. 108); and

Page 9960

The Weiss amendment that sought to prohibit use of funds for the Trident II missile program and to make $1.878 billion available only for the Trident I missile program (rejected by a recorded vote of 79 ayes to 307 noes, Roll No. 110).

Page 9964

Late Report: Committee on the Judiciary received permission to have until midnight Friday, May 6, to file a report on H.R. 4262, to amend title 17, United States Code, to implement the Berne Convention for the Protection of Literacy and Artistic Works, as revised at Paris on July 24, 1971.

Page 9969

Tuberous Sclerosis Awareness Week: House passed and cleared for the President S.J. Res. 212, to designate the period commencing May 8, 1988, and ending on May 14, 1988, as "National Tuberous Sclerosis Awareness Week".

Page 9969

Safe Kids Week: House passed and cleared for the President S.J. Res. 240, to designate the period commencing on May 16, 1988 and ending on May 22, 1988, as "National Safe Kids Week".

Page 9969

Asparagus Month: House passed H.J. Res. 137, designating the month of May as "National Asparagus Month".

Page 9970

Quorum Calls—Votes: One yea-and-nay vote and six recorded votes developed during the proceedings of the House today and appear on pages 9929, 9940, 9956, 9959, 9961, 9964, 9967. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 5:04 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported amended the following bills: H.R. 4028, to authorize the Secretary of Agriculture to exchange certain National Forest System lands in Targhee National Forest; H.R. 2756, to amend the Middle Atlantic Interstate Forest Fire Protection Compact to include the State of Ohio; and H.R. 2835, to direct the Secretary of Agriculture to release certain restrictions on a parcel for land located in Henderson, TN.

GRAIN STANDARDS ACT AMENDMENTS

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains and the Subcommittee on Department Operations, Research and Foreign Agriculture approved for full Committee action amended H.R. 4345, to amend the United States Grain Standards Act to extend through September 30, 1993, the authority contained in section 155 of the Omnibus Reconciliation Act of 1981 and Public Law 98–469 to charge and collect inspection and weighing fees.

COMMERCE, JUSTICE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, and Judiciary approved for a full Committee action the Commerce, Justice and Judiciary appropriation bill for fiscal year 1989.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations and Export Financing and related programs approved for full Committee action the Foreign Assistance appropriation bill for fiscal year 1989.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education concluded appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative approved for full Committee action the Legislative appropration bill for fiscal year 1989.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Adm. Harry D. Train II, USN (Ret.), former Supreme Allied Commander, Atlantic; Gen. Frederick J. Kroesen, USA (Ret.), former Commander in Chief, U.S. Army

Europe; and Gen. Charles L. Donnelly, Jr., USAF (Ret.), former Commander in Chief, U.S. Air Forces in Europe.

M–16 RIFLE

Committee on Armed Services: Subcommittee on Investigations held a hearing on the M–16 rifle coproduction program between the United States and Korea. Testimony was heard from Joseph Kelley, Associate Director, GAO; Glenn A. Rudd, Deputy Director, Defense Security Assistance Agency, Department of Defense; Regina Eltz, Director, Office of Security Assistance, Bureau of Politico-Military Affairs, Department of State; and public witnesses.

DRUG DECERTIFICATION RESOLUTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance held a hearing on pending drug decertification resolutions. Testimony was heard from Representative Smith of Florida; from the following officials of the Department of State: Robert Gelbard, Deputy Assistant Secretary, Southern Cone; and Ann Wroblesky, Assistant Secretary, International Narcotics Matters, Bureau of International Narcotics.

OMNIBUS McKINNEY HOMELESS ASSISTANCE ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment began markup of Title VI of H.R. 4352, Omnibus McKinney Homeless Assistance Act of 1988.

INVESTOR CONFIDENCE

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing to consider the impact of the October stock market crash on the confidence of the individual investor. Testimony was heard from public witnesses.

UNITED STATES-SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East continued hearings on United States-Soviet Relations: Policy Toward Eastern Europe. Testimony was heard from public witnesses.

Hearings continue May 11.

DANGERS OF THE NEW DRUG VERSED

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on the Dangers of the New Drug Versed. Testimony was heard from Dr. Carlton Peck, Director, Center for Drug Evaluation and Research, FDA, Department of Health and Human Services; and public witnesses.

Hearings continue May 10.

INDIAN LEGISLATION

Committee on Interior and Insular Affairs: Held a hearing on the following bills: S. 1360, to amend the Indian Financing Act of 1974; and H.R. 4248, Indian Development Finance Corporation Act. Testimony was heard from Ross O. Swimmer, Assistant Secretary for Indian Affairs, Bureau of Indian Affairs, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 3680, amended, to revoke certain public land orders, transfer certain public lands; H.R. 4097, amended, to direct the Secretary of the Interior to transfer a certain parcel of land in Clark County, Nevada; and H.R. 4028, to authorize the Secretary of Agriculture to exchange certain national forest system lands in the Targhee National Forest.

The Subcommittee also held a hearing on H.R. 3949, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey. Testimony was heard from Representative Hughes; Denis Galvin, Deputy Director, National Park Service, Department of the Interior; and a public witness.

RENTAL OF SOUND RECORDINGS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 4310, to extend for an additional 5-year period certain provisions of title 17, United States Code, relating to the rental of sound recordings. Testimony was heard from Ralph Oman, Register of Copyrights, Library of Congress; and a public witness.

ATLANTIC STRIPED BASS CONSERVATION ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4124, to authorize appropriations to carry out the Atlantic Striped Bass Conservation Act for fiscal years 1989 through 1991. Testimony was heard from James E. Douglas, Jr., Deputy Assistant Administrator, Fisheries, NOAA, Department of Commerce; Gary Edwards, Assistant Director, Fisheries, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

COASTAL ZONE MANAGEMENT ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography approved for full Committee action H.R. 3202, to amend the Coastal Zone

Management Act of 1972 regarding activities directly affecting the coastal zone.

MISCELLANEOUS MEASURES

Committee on Public Works and Transportation: Ordered reported the following measures: H.R. 3691, to designate the Federal building located at 600 Las Vegas Boulevard in Las Vegas, NV, as the "Alan Bible Federal Building;" H.R. 3811, amended, to designate the Federal building located at 50 Spring Street, Southwest, Atlanta, GA, as the "Martin Luther King, Jr. Federal Building"; H.R. 3817, to designate the Federal building located at 405 South Tucker Boulevard, St. Louis, MO, as the "Robert A. Young Federal Building"; H.R. 3838, to designate the Federal Building located at 215 North 17th Street in Omaha, NE, as the "Edward Zorinsky Federal Building"; H. Con. Res. 262, amended, to express the sense of the Congress that the Secretary of Transportation should conduct a full investigation into the management of Texas Air Corporation and Eastern Air Lines since Eastern's acquisition by Texas Air Corporation; H.R. 2238, amended, General Aviation Standards Act of 1987.

The Committee also approved 3 11(b) resolutions; and the following prospectuses: 5 lease, 1 lease-purchase; 7 construction; and 29 repair and alteration.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Ordered reported amended the following bills: H.R. 4505, to authorize appropriations to the Department of Energy for civilian research and development programs for fiscal year 1989; H.R. 4417, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1989; and H.R. 4418, to authorize appropriations for the National Science Foundations for fiscal years 1989 and 1990.

BIOTECHNOLOGY REPORT

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on the OTA report on Biotechnology. Testimony was heard from Val Giddings, Office of Technology Assessment; and public witnesses.

UNITED STATES-CANADA FREE TRADE AGREEMENT

Committee on Ways and Means: Subcommittee on Trade continued markup of implementing legislation on the United States-Canada Trade Agreement. Will continue May 10.

Monday, May 9, 1988

Senate

Chamber Action

Routine Proceedings, pages 10101–10168

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 2355–2359, and S.J. Res. 313. **Page 10151**

Measures Reported: Reports were made as follows:

Received on Wednesday, May 4, during the adjournment:

S. 2355, to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes, without amendment (with additional and supplemental views). (S. Rept. No. 100–326)

S. 1988, to amend the Merchant Marine Act of 1920, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–327)

S. 1943, to amend the Public Health Service Act, to revise and extend the authority of the Administrator of the Alcohol, Drug Abuse, and Mental Health Administration, including revising and extending the program of block grants for the provision of services with respect to mental health and alcohol and drug abuse, with an amendment in the nature of a substitute (with additional views). (S. Rept. No. 100–328)

H.R. 1430, to authorize decorations, medals, and other recognition for service in the United States Merchant Marine, and for other purposes. (S. Rept. No. 100–329)

S. 1516, to amend the Federal Insecticide, Fungicide, and Rodenticide Act, and for other purposes, with an amendment in the nature of a substitute.

Received today:

S. 1856, to amend chapter 25 of title 44, United States Code, to provide an authorization for the National Historical Publications and Records Commission programs, and for other purposes, with amendments. (S. Rept. No. 100–330)

S. 1632, to authorize appropriations for the National Science Foundation for fiscal years 1988 through 1992, with amendments and an amendment to the title. (S. Rept. No. 100–331) **Page 10151**

Department of Defense Authorizations, 1989: Senate began consideration of S. 2355, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on amendments proposed thereto, as follows: **Page 10110**

Adopted:

(1) By 53 yeas to 29 nays (Vote No. 121), Dixon Amendment No. 2003, to strike the provision of the bill concerning the purchase of alcoholic beverages for resale on military installations. **Page 10121**

(2) Pressler Amendment No. 2004, to provide commissary store privileges to certain former spouses of members or former members of the Armed Forces. **Page 10129**

(3) Dixon (for Inouye) Amendment No. 2006, to establish a video teleconferencing center for the Tripler Army Medical Center. **Page 10139**

Pending:

Dixon Modified Amendment No. 2005, to modify the provisions relating to base closure and realignment. **Page 10142**

Senate will continue consideration of the bill and amendments proposed thereto on Tuesday, May 10.

Messages From the President: Senate received the following messages from the President of the United States:

Received on Tuesday, May 3, during the adjournment:

(1) Transmitting an agreement effected by exchange of notes, April 12, 1988, extending for the period of 2 years, from July 1, 1988, until July 1, 1990, and amending to conform with current United States law the Governing International Fishery Agreement between the Government of the United States and the Government of the German Democratic Republic, signed at Washington, on April 13, 1983; which was referred jointly to the Committee on Commerce, Science, and Transportation and the Committee on Foreign Relations. (PM–135) **Page 10147**

Received today:

(2) Reporting to Congress on the state of small business; which was referred to the Committee on Small Business. (PM–136) **Page 10147**

Nominations Received: Senate received the following nominations:

Charles A. Gargano, of New York, to be Ambassador to the Republic of Trinidad and Tobago.

Jeffrey Davidow, of Virginia, to be Ambassador to the Republic of Zambia.

Charles S. Whitehouse, of Virginia, to be Assistant Secretary of Defense.

Fern M. Smith, of California, to be United States District Judge for the Northern District.

Charles E. Cobb, Jr., of Florida, to be Under Secretary of Commerce for Travel and Tourism.

James P. Moore, Jr., of Pennsylvania, to be an Assistant Secretary of Commerce.

William W. Erwin, of Indiana, to be a Member of the Board of Directors of the Farm Credit System Assistance Board.

Edwin J. Delattre, of Maryland, to be a Member of the National Council on the Humanities.

Helmuth J. Naumer, of New Mexico, to be a Member of the National Museum Services Board.

Richard J. Schwartz, of New York, to be a Member of the National Museum Services Board.

Henry R. Folsom, of Virginia, to be a Commissioner of the Postal Rate Commission.

2 Army nominations in the rank of General.

5 Navy nominations in the rank of Admiral.

Routine lists of Public Health Service and Coast Guard nominations. **Page 10169**

Messages From the President: **Page 10149**

Messages From the House: **Page 10149**

Measures Referred: **Page 10150**

Measures Ordered Placed on Calendar: **Page 10150**

Communications: **Page 10150**

Statements on Introduced Bills: **Page 10151**

Amendments Submitted: **Page 10155**

Additional Cosponsors: **Page 10123**

Authority for Committtees: **Page 10155**

Notices of Hearings: **Page 10155**

Additional Statements: **Page 10156**

Record Votes: One record vote was taken today. (Total—121) **Page 10127**

Recess: Senate convened at 11 a.m., and recessed at 6:19 p.m., until 9:30 a.m., on Tuesday, May 10, 1988. (For Senate's program see the remarks of Senator Byrd in today's Record on page 10168.)

Committee Meetings

APPROPRIATIONS—HUD-INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings on proposed budget estimates for fiscal year 1989 for programs of the Department of Housing and Urban Development and certain independent agencies, receiving testimony from numerous public witnesses.

Hearings continue tomorrow.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of the Interior and certain related agencies, receiving testimony from numerous public witnesses.

Subcommittee will meet again on Monday, May 23.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Governmental Affairs: Committee held hearings on the U.S.-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada, receiving testimony from Alan F. Holmer, Deputy United States Trade Representative; William T. Archey, United States Chamber of Commerce, William Cunningham, AFL-CIO, and Jim Collins, National Steel Producers Association, all of Washington, DC; Paul Wonnacott, University of Maryland, College Park; Ashley Brown, Ohio Public Utilities Commission, Columbus; Marc Santucci, Advisor to the Governor of Michigan, Lansing; and Dexter Baker, Air Products and Chemicals, Inc., Allentown, Pennsylvania.

Hearings were recessed subject to call.

INTELLIGENCE—INF TREATY

Select Committee on Intelligence: Committee resumed closed hearings on matters relating to the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100-11), pending on Senate Executive Calendar, receiving testimony from Maynard Glitman, INF Negotiator, Office of the Secretary of State.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bill Introduced: 1 public bill, H.R. 4598, was introduced.

Page 10017

Bills Reported: Reports were filed as follows:

H.R. 4262, to amend title 17, United States Code, to implement the Berne Convention for the Protection of Literary and Artistic Works, as revised at Paris on July 24, 1971, amended (H. Rept. 100-609, filed on May 6); and

H.R. 3911, to amend title 18, United States Code, to provide increased penalties for certain major frauds against the United States, amended (H. Rept. 100-610).

Page 10017

Student Financial Assistance Committee: The Speaker appointed Stephen C. Biklen as a member from private life on the part of the House to the Advisory Committee on Student Financial Assistance, vice Jeffrey A. Flatten, terminated.

Page 10006

Suspensions: House voted to suspend the rules and pass the following bills:

GAO personnel amendments: H.R. 4318, amended, to improve the administration of the personnel systems of the General Accounting Office;

Page 10007

FBI/DEA Senior Executive Service: H.R. 4083, amended, to amend title 5, United States Code, to authorize the establishment of the Federal Bureau of Investigation and Drug Enforcement Administration Executive Service;

Page 10009

Census Bureau Director: H.R. 3896, to amend title 5, United States Code, to change the position of the Director of the Census Bureau to level IV from level V in the Executive Schedule;

Page 10011

Gene Taylor building: H.R. 3987, to designate the United States Post Office Building located at 500 West Chestnut Expressway in Springfield, Missouri, as the "Gene Taylor Post Office Building";

Page 10012

John Dent building: H.R. 4433, to designate the United States Post Office Building in Jeannette, Pennsylvania, as the "John Dent Post Office Building"; and

Page 10013

John O. Holly building: H.R. 4448, to designate the Cleveland, Ohio, General Mail Facility and Main Office in Cleveland, Ohio, as the "John O. Holly Building of the United States Postal Service".

Page 10014

Presidential Message—Small Business: Received and read a message from the President wherein he transmits the seventh report on the state of small business—referred to the Committee on Small Business.

Page 10015

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:42 p.m.

Committee Meetings

COMMUNITY AND MIGRANT HEALTH CENTERS AMENDMENTS

Committee on Energy and Commerce: On May 6, the Subcommittee on Health and the Environment held a hearing on H.R. 4503, to amend the Public Health Service Act to revise and extend the programs establishing migrant health centers and community health centers. Testimony was heard from Dr. David N. Sundwall, Administrator, Health Resources and Services Administration, Department of Health and Human Services; and public witnesses.

COUNTERFEIT OR SUBSTANDARD METAL FASTENERS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing regarding the status of efforts by the Defense Logistics Agency and the military services to cease purchasing and using counterfeit or substandard metal fasteners. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Jerry M. Bunyard, Deputy Commander, U.S. Army Materiel Command; and Lt. Gen. Vincent M. Russo, Commander, Defense Logistics Agency.

UNRELATED BUSINESS INCOME TAX

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the unrelated business income tax. Testimony was heard from the following officials of the Department of the Treasury: O. Donaldson Chapoton, Assistant Secretary, Tax Policy; and Robert I. Brauer, Assistant Commissioner, Employee Plans and Exempt Organizations; Frank B. Swain, Chief Counsel for Advocacy, SBA; and public witnesses.

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Tuesday, May 10, 1988

Senate

Chamber Action

Routine Proceedings, pages 10187–10281

Measures Introduced: Four bills and five resolutions were introduced, as follows: S. 2360–2363, S.J. Res. 314–315, S. Con. Res. 117, and S. Res. 426–427.

Page 10257

Measures Reported: Reports were made as follows:

S. 1790, to authorize the expansion of the National Air and Space Museum at Washington Dulles International Airport. (S. Rept. No. 100–332)

Page 10257

Measures Passed:

Directing Senate Legal Counsel: Senate agreed to S. Res. 427, to direct the Senate Legal Counsel to represent Members of the Committee on the Judiciary in *Monte Lee* v. *Joseph R. Biden, Jr., et al.,* Civil Action No. 88–2090, pending in the United States District Court for the Central District of California.

Page 10280

Department of Defense Authorizations, 1989: Senate continued consideration of S. 2355, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on further amendments proposed thereto, as follows:

Page 10192

Adopted:

(1) Dixon modified Amendment No. 2005, to modify the provisions relating to base closure and realignment (as amended below).

Pages 10192, 10196, 10200, 10203, 10207, 10209

(2) Levin Amendment No. 2008, to provide that, of the funds provided pursuant to section 201, not more than $31,000,000 of the amount provided for fiscal year 1989, may be obligated for the purchase of high technology manufacturing equipment and the installation of such equipment in a private, nonprofit center for advanced technologies for the purpose of training, in a production facility, machine tool operators in skills critical to the defense technology base to build, operate, and maintain such equipment.

Page 10200

(3) Adams-Evans Amendment No. 2009, to provide that the Secretary of Defense may make grants, conclude cooperative agreements, and supplement funds made available under Federal programs administered by agencies other than the Department of Defense in order to assist State and local governments and regional organizations composed of State and local governments, in planning and supporting community adjustments required by the closure of N-Reactor, Hanford, Washington.

Page 10202

(4) Kennedy Amendment No. 2010, to provide funds for procurement of SIDEKICK electronic warfare equipment.

Page 10212

(5) By 83 yeas to 13 nays (Vote No. 122), Dixon modified Amendment No. 2012 (to modified Amendment No. 2005), of a perfecting nature.

Page 10226

(6) Weicker Amendment No. 2013, to provide for the negotiation of commercial air travel agreements relating to the cost of air travel of Department of Defense contractor personnel.

Page 10231

Rejected:

(1) Pressler Amendment No. 2011, to provide that the bipartisan commission to review the defense infrastructure, to identify military installations to be closed or realigned, would take a worldwide review and not just of those inside the United States. (The amendment was ruled as not in order.)

Page 10212

(2) Wilson Amendment No. 2014, to amend title 10, United States Code, to provide Federal financial assistance for public school districts affected by military family housing projects. (By 59 yeas to 33 nays (Vote No. 123), Senate tabled the amendment.)

Page 10248

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto.

Page 10281

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, May 11.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the annual report of the Corporation for Public Broadcasting for fiscal year 1987; which was referred to the Committee on Commerce, Science, and Transportation. (PM–137)

Page 10256

Nominations Received: Senate received the following nominations:

Jan E. DuBois, of Pennsylvania, to be United States District Judge for the Eastern District.

Richard W. Cameron, of California, to be United States Marshal for the Southern District.

Page 10281

Nomination Withdrawn: Senate received the notification of the withdrawal of the following nomination:

David C. Treen, of Louisiana, to be United States Circuit Judge for the Fifth Circuit.

Page 10281

Messages From the President: **Page 10256**

Messages From the House: **Page 10256**

Measures Referred: **Page 10257**

Measures Read First Time: **Page 10257**

Statements on Introduced Bills: **Page 10257**

Amendments Submitted: **Page 10267**

Additional Cosponsors: **Page 10264**

Authority for Committees: **Page 10271**

Notices of Hearings: **Page 10270**

Additional Statements: **Page 10271**

Record Votes: Two record votes were taken today. (Total—123)

Pages 10228, 10254

Recess: Senate convened at 9:30 a.m., and recessed at 7:38 p.m., until 9:30 a.m., on Wednesday, May 11, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 10281.)

Committee Meetings

COMMODITY FOOD DISTRIBUTION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production and Stabilization of Prices and the Subcommittee on Nutrition and Investigations held joint hearings on commodity availability for food distribution programs, receiving testimony from John Bode, Assistant Secretary for Food and Consumer Services, Mary Chambliss, Director of Program Analysis for Exporting, Foreign Agricultural Service, and Bob Sindt, Deputy Administrator for Commodity Operations, Agricultural, Stabilization and Conservation Service, all of the Department of Agriculture; James Nolan, Montana State Department of Social and Rehabilitation Services, Helena; and William A. Armstrong, Iowa State Department of Human Services, Des Moines.

Subcommittees recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1989 for the Department of Defense, receiving testimony from Frank C. Carlucci, Secretary of Defense; and Gen. Robert T. Herres, USAF, Vice Chairman, Joint Chiefs of Staff.

Subcommittee will meet again on Thursday, May 26.

APPROPRIATIONS—HUD-INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on HUD-Independent Agencies concluded hearings on proposed budget estimates for fiscal year 1989 for programs of the Department of Housing and Urban Development and certain independent agencies, after receiving testimony from Senators Alan Cranston, Wilson, Gramm, Mitchell, and Inouye; and numerous public witnesses.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of Education, receiving testimony from William J. Bennett, Secretary of Education, and James Thomas, Inspector General, Department of Education.

Hearings continue tomorrow.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Lemoine V. Dickinson, Jr., of Virginia, to be a Member of the National Transportation Safety Board, after the nominee who was introduced by Senator Warner, testified and answered questions in his own behalf.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Finance: Committee began consideration of the U.S.-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada, but did not complete action thereon, and will meet again on Thursday, May 12.

IRAN-CONTRA AFFAIR

Committee on Foreign Relations: Committee met in open and closed session for the purpose of receiving material under subpoena approved by the committee on April 26, 1988, in connection with diaries and related papers of Lt. Col. Oliver North.

MENTALLY ILL

Committee on Labor and Human Resources: Subcommittee on the Handicapped concluded oversight hearings on the implementation of the Protection and Advocacy for Mentally Ill Individuals Act (P.L. 99-319), after receiving testimony from William W. Snavely, National Alliance for the Mentally Ill, Arlington, Virginia; Joseph Rogers, National Mental Health Consumers' Association, Philadelphia, Pennsylvania; Dayna H. Caron, National Alliance of Mental Patients, Johnson, Vermont; Eleanor S. Kohn, National Mental Health Association, Alexandria, Virginia; Steve Schwartz, Northhampton, Massachusetts, and Lori Incropera, Chelmsford, Massachusetts, both on behalf of the Mental Health Protection and Advocacy Project; and Renee Bostick, National Association for Rights Protection and Advocacy, Lansing, Michigan.

INF TREATY

Select Committee on Intelligence: Committee met in closed session to further consider matters relating to the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100-11), pending on Senate Executive calendar.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 4549-4565; 1 private bill, H.R. 4566; and 10 resolutions, H.J. Res. 564-565, H. Con. Res. 296-299, and H. Res. 440-443 were introduced.

Page 10368

Bills Reported: Reports were filed as follows:

H.R. 2203, to increase the amount authorized to be appropriated with respect to the Sewall-Belmont House National Historic Site, amended (H. Rept. 100-611);

H.R. 4445, to prohibit certain firearms especially useful to terrorists, amended (H. Rept. 100-612);

H.R. 2756, to amend the Middle Atlantic Interstate Forest Fire Protection Compact to include the State of Ohio, amended (H. Rept. 100-613);

H.R. 2835, to direct the Secretary of Agriculture to release certain restrictions on a parcel of land located in Henderson, Tennessee, amended (H. Rept. 100-614);

H. Res. 441, providing for the consideration of H.R. 4471, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation, and to make supplemental authorizations of appropriations for the Board for International Broadcasting (H. Rept. 100-615);

H. Res. 442, providing for the consideration of H.R. 1801, to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to authorize appropriations for fiscal years 1989 through 1992 (H. Rept. 100-616); and

H. Res. 443, providing for the consideration of H.R. 3193, to provide for the acquisition and publication of data about crimes that manifest prejudice based on race, religion, sexual orientation, or ethnicity (H. Rept. 100-617).

Page 10368

Bills Re-referred: The bill H.R. 4159, a private bill, which had been referred to the Committee on Armed Services, was re-referred to the Committee on Public Works and Transportation; and

Page 10282

The bill H.R. 3806, to establish a scholarship program to strengthen and develop the work forces of the countries of the Caribbean Basin, and to establish the Caribbean Basin Scholarship Fund, which had been referred to the Committee on Education and Labor, was re-referred to the Committee on Foreign Affairs.

Page 10305

House Buildings Fire Safety: House agreed to H. Res. 440, providing for a Select Committee of the

House to investigate fire safety in the Capitol and House Office Buildings.

Page 10286

Presidential Message—Public Broadcasting: Received and read a message from the President wherein he transmits the annual report of the Corporation for Public Broadcasting for fiscal year 1987—referred to the Committee on Energy and Commerce.

Page 10287

Suspensions: House voted to suspend the rules and pass the following bills:

WEB water project: H.R. 4267, amended, to authorize additional appropriations for the WEB Rural Water Development Project. Agreed to amend the title;

Page 10287

NRC Emergency Response Program: H.R. 1570, amended, to establish an Emergency Response Program within the Nuclear Regulatory Commission (passed by a yea-and-nay vote of 341 yeas to 77 nays, Roll No. 111);

Page 10290

Indian housing: H.R. 3927, amended, to amend the United States Housing Act of 1937 to establish a separate program to provide housing assistance for Indians and Alaskan Natives (passed by a yea-and-nay vote of 312 yeas to 106 nays, Roll No. 112);

Page 10295

School lunch eligibility: H.R. 4306, amended, to amend the National School Lunch Act to require eligibility for free lunches to be based on the nonfarm income poverty guidelines prescribed by the Office of Management and Budget. Agreed to amend the title (passed by a yea-and-nay vote of 389 yeas to 27 nays, Roll No. 113);

Page 10299

Berne Convention: H.R. 4262, amended, to amend title 17, United States Code, to implement the Berne Convention for the Protection of Literary and Artistic Works, as revised at Paris on July 24, 1971 (passed by a yea-and-nay vote of 420 yeas, Roll No. 116);

Page 10320

Fraud penalties: H.R. 3911, amended, to amend title 18, United States Code, to provide increased penalties for certain major frauds against the United States (passed by a yea-and-nay vote of 419 yeas, Roll No. 117);

Page 10326

Terrorist firearms detection: H.R. 4445, amended, to amend title 18, United States Code, to prohibit certain firearms especially useful to terrorists (passed by a yea-and-nay vote of 413 yeas to 4 nays, Roll No. 118);

Page 10329

Forest fire protection: H.R. 2756, amended, to amend the Middle Atlantic Interstate Forest Fire Protection Compact to include the State of Ohio. Agreed to amend the title (passed by a yea-and-nay vote of 417 yeas, Roll No. 119); and

Page 10338

Land exchange: H.R. 2835, amended, to direct the Secretary of Agriculture to release certain restrictions on a parcel of land located in Henderson, Tennessee (passed by a yea-and-nay vote of 418 yeas, Roll No. 120).

Page 10339

Suspensions Failed: House failed to suspend the rules and pass the following bills:

Overseas teachers: H.R. 3424, amended, amending the Defense Department Overseas Teachers Pay and Personnel Practices Act and the Defense Dependents' Education Act of 1978 (failed by a yea-and-nay vote of 157 yeas to 262 nays, Roll No. 114); and

Page 10305

Lottery advertising clarifications: H.R. 3146, amended, to clarify certain restrictions on distribution of advertisements and other information concerning lotteries and similar activities (failed by a yea-and-nay vote of 259 yeas to 159 nays, Roll No. 115).

Page 10313

Printing Resolutions: The following resolutions from the Committee on House Administration were called up and agreed to:

H. Res. 432, amended, authorizing printing of the record of proceeding of the Committee on the Budget incident to presentation of a portrait of the Honorable James R. Jones; and

H. Con. Res. 296, authorizing printing of the House of Representatives Election Law Guidebook, 1988.

Page 10348

Quorum Calls—Votes: Ten yea-and-nay votes developed during the proceedings of the House today and appear on pages 10341, 10342, 10343, 10344, 10345, 10346, 10347. There were no quorum calls.

Adjournment: Met at noon and adjourned at 8:21 p.m.

Committee Meetings

CHANGING STRUCTURE OF THE U.S. FRUIT AND VEGETABLE INDUSTRY

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition held a hearing on changing structure of the U.S. fruit and vegetable industry. Testimony was heard from Brian P. Crowley, Senior Associate Director, Food/Agriculture, GAO; Len Condon, Deputy Assistant U.S. Trade Representative for Agricultural Affairs, Office of the U.S. Trade Representative; Fred Hoff, Chief of Fruit, Vegetable, Sweetners and Tobacco Branch, Economic Research Service, USDA; and public witnesses.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on Governmental Direction and Support and on Economic Development and Regulation. Testimony was heard from the following officials of the District of Columbia: Carol B. Thompson, City Administrator and Deputy Mayor, Operations; Robert Pohlman, Deputy Mayor, Finance; and Wylie L. Williams, Deputy Mayor, Economic Development.

INCREASING ALLIED BURDENSHARING

Committee on Armed Services: Defense Burdensharing Panel held a hearing on ways of measuring defense burdensharing and current and future U.S. proposals for increasing allied burdensharing. Testimony was heard from Robert Hale, Assistant Director, National Security Division, CBO; and Joseph P. Kelley, Associate Director, Security and International Relations Group, GAO.

Hearings continue May 12.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Lawrence J. Korb, former Assistant Secretary, Manpower, Reserve Affairs and Logistics, Department of Defense; and Robert J. Murray, former Under Secretary of the Navy.

Hearings continue May 12.

ROLE OF THE MILITARY IN DRUG INTERDICTION

Committee on Armed Services: Subcommittee on Investigations and the Defense Policy Panel held a joint hearing on the role of the military in drug interdiction. Testimony was heard from the following officials of the Department of Defense: Grant Green, Assistant Secretary, Force Management and Personnel; Stephen Duncan, Assistant Secretary, Reserve Affairs; Lt. Gen. Stephen Olmstead, Deputy Assistant Secretary, Drug Policy and Enforcement; Kathleen Buck, General Counsel; and Lt. Gen. Thomas Kelly, representative, the Joint Chiefs of Staff.

COST-VARIATION AND REAL ESTATE REPORTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities approved 9 cost-variation reports and 1 real estate report.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from the following officials of the Department of Defense: William J. Cronin, Chief, Legislative Services Office, Directorate of Real Estate, Office of the Chief of Engineers, Department of the Army; Capt. Robert P. Dillman, CEC USN, Assistant Commander for Construction, Naval Facilities Engineering Command; Col. Dabney S. Craddock III, Chief, Construction Division, Directorate of Engineering and Services, Col. Walker M. Williams III, Chief, Programs and Resources Division, Air Force Reserve, and Michael Ruzila, Realty Officer, Real Property Division, Office of the Deputy Chief of Staff, Logistics and Engineering, all with the Department of the Air Force.

DISAPPROVING CERTIFICATION

Committee on Banking, Finance and Urban Affairs: Ordered reported H.J. Res. 495, disapproving the 1988 certification by the President with respect to Paraguay under section 481(h) of the Foreign Assistance Act of 1961.

EDUCATION OF THE HANDICAPPED ACT

Committee on Education and Labor: Subcommittee on Select Education held a hearing on H.R. 3602, to provide financial assistance under the Education of the Handicapped Act to assist severely handicapped infants, children, and youth to improve their educational opportunities through the use of assistive device resource centers, and other comprehensive approaches to the funding of assistive/adaptive technology for disabled people. Testimony was heard from Judge Leonard Suchanek, Board of Contract Appeals, GSA; Dr. Barbara Boardman, Health Program, OTA; and public witnesses.

UNIFORM SAFETY ACT

Committee on Energy and Commerce: Began markup of H.R. 1115, to amend the Uniform Safety Act to establish uniform safety standards.

Will continue May 12.

PROPOSED ARMS SALES TO SAUDI ARABIA

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East and the Subcommittee on Arms Control, International Security and Science held a joint hearing on proposed arms sales to Saudi Arabia. Testimony was heard from Richard W. Murphy, Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State; and Edward W. Gnehm, Jr., Assistant Secretary, Near East and South Asian Affairs, Department of Defense.

DANGERS OF THE NEW DRUG VERSED

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations concluded hearings on the Dangers of the New Drug Versed. Testimony was heard from Dr. Carlton Peck, Director, Center for Drug Evaluation and

Research, FDA, Department of Health and Human Services.

VOTER REGISTRATION

Committee on House Administration: Subcommittee on Elections continued hearings on the following bills: H.R. 3950, Universal Voter Registration Act of 1988; and H.R. 3023, Voter Participation Act of 1987. Testimony was heard from Representatives Bennett and Conyers; David N. Dinkins, President, Borough of Manhattan, New York City; Elaine Baxter, Secretary of State, Iowa; Randall H. Erben, Assistant Secretary of State, Texas; Christopher M. Thomas, Director of Elections, State of Michigan; David Leahy, Supervisor of Elections, Dade County, State of Florida; former Representative John H. Buchanan, Jr., of Alabama; and public witnesses.

NATIONAL PARK SYSTEM REVIEW BOARD

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 3964, to establish a National Park System Review Board. Testimony was heard from the following officials of the Department of the Interior: William P. Horn, Assistant Secretary, Fish and Wildife and Parks; and William Penn Mott, Jr., Director, National Park Service; and public witnesses.

MARINE MAMMAL PROTECTION ACT AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4189, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 for fiscal years 1989 through 1993. Testimony was heard from William E. Evans, Under Secretary, Oceans and Atmosphere, NOAA, Department of Commerce; William W. Fox, Jr., Commissioner, Marine Mammal Commission; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services approved for full Committee action, as amended, the following bills: H.R. 4150, Postal Reorganization Act of 1988; H.R. 2750, to provide that change-of-address order forms submitted to the Postal Service may be furnished to the appropriate State authority for purposes relating to voter registration, and H.R. 3592, to amend title 39, United States Code, to limit the rate of pay at which the Postal Service may compensate experts and consultants.

MISCELLANEOUS INTERNATIONAL AFFAIRS AUTHORIZATION ACT

Committee on Rules: Granted a modified open rule providing 1 hour of debate on H.R. 4471, Miscellaneous International Affairs Authorization Act of 1988. The bill shall be considered for amendment by title and each title shall be considered as having been read. Waives all points of order against the bill for failure to comply with the provisions of clause 5(a) of Rule XXI. No amendment to the bill, including amendments in the nature of a substitute, shall be in order except amendments which are germane to either Title I or to Title II. After Title II has been amended, no further amendment is in order except an amendment inserting at the end of the bill the text of H.R. 3100 as passed by the House. Said amendment shall be considered as having been agreed to in the House and in the Committee of the Whole. Finally, the rule provides one motion to recommit with or without instructions, which must be germane to either Title I or to Title II. Testimony was heard from Chairman Fascell; and Representative Broomfield.

JUVENILE JUSTICE AND DELINQUENCY PREVENTION AMENDMENTS

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 1801, Juvenile Justice and Delinquency Prevention Amendments of 1988. Testimony was heard from Representatives Kildee and Tauke.

HATE CRIME STATISTICS ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 3193, Hate Crime Statistics Act. Testimony was heard from Representatives Conyers and Gekas.

WOMEN'S BUSINESS ISSUES

Committee on Small Business: Continued hearings on Women's business issues. Testimony was heard from Representative Boggs; and public witnesses.

Hearings continue tomorrow.

SOCIAL SECURITY TRUST FUND RESERVES

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the social security trust fund reserves. Testimony was heard from P. Royal Shipp, Senior Specialist, Social Legislation, Congressional Research Service, Library of Congress; Robert W. Hartman, Acting Deputy Director, CBO; and public witnesses.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Ways and Means: Subcommittee on Trade continued markup of implementing legislation on the U.S.-Canada Free Trade Agreement.

Will continue tomorrow.

Joint Meeting

HEALTH CARE IN AMERICA

Joint Economic Committee: Subcommittee on Education and Health resumed hearings to review the future of health care in America, receiving testimony from Michael C. Carozza, Deputy Commissioner for Policy and External Affairs, Social Security Administration; John G. Keane, Director, Bureau of the Census, Department of Commerce; Jacob Feldman, Associate Director, Office of Analysis and Epidemiology, National Center for Health Statistics, and James A. Harrell, Deputy Director, Office of Disease Prevention and Health Promotion, both of the Department of Health and Human Services; James Vaupel, University of Minnesota, Minneapolis; Robert A. Binstock, Case Western Reserve University, Cleveland, Ohio; Margaret H. Heagarty, Harlem Hospital Center, New York, New York; and Lois M. Verbrugge, University of Michigan, Ann Arbor.

Hearings continue on Tuesday, May 17.

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Wednesday, May 11, 1988

Senate

Chamber Action

Routine Proceedings, pages 10409–10479

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 2364–2368, and S. Res. 428.

Page 10462

Measures Reported: Reports were made as follows:

S. 1851, to implement the International Convention on the Prevention and Punishment of Genocide, with an amendment in the nature of a substitute. (S. Rept. No. 100–333).

S. 2366, to authorize appropriations for fiscal year 1989 for the intelligence activities of the United States Government, the Intelligence Community Staff, for the Central Intelligence Agency Retirement and Disability System, and for other purposes. (S. Rept. No. 100–334). Referred to the Committee on Armed Services.

Page 10462

Measures Passed:

Honoring Irving Berlin on His 100th Birthday: Senate agreed to S. Res. 428, expressing appreciation and gratitude to Irving Berlin for his century of faithful and exemplary contributions to the Nation through his delightful and enduring songs.

Page 10439

National Defense Authorizations, 1989: Senate continued consideration of S. 2355, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on further amendments proposed thereto, as follows:

Page 10411

Rejected:

(1) Johnston Amendment No. 2015, to provide $700 million, to be available to reimburse NASA as DOD's share of the cost to support production, including ancillary network communications and data systems, to return the Space Transportation System to flight status. (By 50 yeas to 46 nays (Vote No. 125), Senate tabled the amendment. By 48 yeas to 50 nays (Vote No. 128), Senate failed to reconsider the above vote. By 47 yeas to 50 nays (Vote No. 126), Senate earlier failed to table the motion to reconsider the earlier vote.)

Page 10411

(2) Proxmire Amendment No. 2017 (to Amendment No. 2015), of a perfecting nature, to provide that the $700 million shall not be expended. (By 66 yeas to 29 nays (Vote No. 124), Senate tabled the amendment.)

Page 10417

(3) Bumpers Amendment No. 2018, to reinforce the INF Treaty by restricting funds for excessive levels of MIRVed strategic nuclear forces. (By 51 yeas to 45 nays (Vote No. 129), Senate tabled the amendment).

Page 10436

(4) Leahy Amendment No. 2019 (to Amendment No. 2018), of a perfecting nature. (The amendment fell when Amendment No. 2018 was tabled).

Page 10437

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, May 12.

Wartime Reparations: Senate insisted on its amendments to H.R. 442, to implement the recommendations of the Commission on Wartime Relocation and Internment of Civilians, agreed to a conference with the House, and the Chair appointed the following conferees: Senators Glenn, Pryor, Matsunaga, Stevens, and Rudman.

Page 10476

Nomination Confirmed: Senate confirmed the following nomination:

Edward M. Rowell, of California, to be Ambassador to the Republic of Portugal.

Page 10486

Nominations Received: Senate received the following nominations:

Christopher W. S. Ross, of California, to be Ambassador to the Democratic and Popular Republic of Algeria.

Richard L. Williams, of the District of Columbia, to be Ambassador to the Mongolian Peoples Republic.

Philip D. Winn, of Colorado, to be Ambassador to Switzerland.

Edward Noonan Ney, of New York, to be a Member of the Board for International Broadcasting.

Charles C. Cox, of Texas, to be a Member of the Securities and Exchange Commission.

2 Marine Corps nominations in the rank of General.

1 Navy nomination in the rank of Admiral.

Routine lists of Army nominations.

Page 10479

Motion To Request Attendance: During today's proceedings, the following action also was taken:

By 72 yeas to 23 nays (Vote No. 127), Senate agreed to a motion to request the attendance of absent Senators.

Page 10434

Messages From the President: **Page 10460**

Messages From the House: **Page 10460**

Measures Referred: **Page 10461**

Communications: **Page 10461**

Statements on Introduced Bills: **Page 10462**

Amendments Submitted: **Page 10470**

Additional Cosponsors: **Page 10469**

Authority for Committees: **Page 10471**

Notices of Hearings: **Page 10471**

Additional Statements: **Page 10472**

Quorum Calls: One quorum call was taken today. (Total—18)

Page 10434

Record Votes: Six record votes were taken today. (Total—129)

Pages 10430, 10433, 10434, 10435, 10457

Recess: Senate convened at 9:30 a.m., and recessed at 6:56 p.m., until 9 a.m. on Thursday, May 12, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 10479.)

Committee Meetings

DAIRY FARM PROTECTION ACT MILK MARKETING ORDERS

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on S. 1869, to establish a regional dairy production stabilization program during specified years, and to review a recent report entitled Milk Marketing Orders: Options For Change, receiving testimony from Senator Kasten; Brian P. Crowley, Senior Associate Director, Resources, Community and Economic Development Division, General Accounting Office; New York Commissioner of Agriculture Donald G. Butcher, Albany; Jerome Hammond, University of Minnesota, St. Paul; Richard Stammer, Agri-Mark, Inc., Lawrence, Massachusetts; Tom Trantham, Pelzer, South Carolina, Representing the National Save the Family Farm Coalition and the National Dairy Campaign; Harry G. Shupe, National Independent Dairy-Foods Association, and Cheryl Cook, National Farmers Union, both of Washington, DC; Albert J. Ortego, Jr., Dairymen, Inc., Arden Hills, Minnesota; and Robert Rumler, Chambersburg, Pennsylvania.

Hearings were recessed subject to call.

SUBCOMMITTEE ALLOCATIONS

Committee on Appropriations: Committee began consideration of subcommittee allocations of budget outlays and new budget authority allocated to the committee in H. Con. Res. 268, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991, but did not complete thereon, and will meet again tomorrow.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of Education, receiving testimony on behalf of funds for compensatory education for the disadvantaged, school improvement programs, impact aid, bilingual, immigrant and refugee education, and vocational and adult education, receiving testimony from numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction concluded hearings on proposed budget estimates for fiscal year 1989 for Air Force and medical facilities military construction programs, after receiving testimony from Edward C. Aldridge, Secretary of the Air Force; James F. Boatright, Deputy Assistant Secretary of the Air Force for Installations; Maj. Gen. George E. Ellis, Director, Air Force Engineering Services; and Gordon Dowery, Director, Defense Medical Facilities Office, Office of the Assistant Secretary of Defense.

INTERMARKET COORDINATION ACT

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on S. 2256, to provide a structure of coordination between the markets for stock, stock index futures and stock options, and to provide for an improved response to the international regulatory issues arising from the increasing worldwide linkage between markets, receiving testimony from Donald T. Regan, Regdon Associates, Alexandria, Virginia; George L. Ball, Prudential-Bache Securities, Inc.; A. Brean Murray, Brean Murray, Foster Securities, Inc.; and Michael J. Reilly, Reuters, all of New York, New York; Charles Schwab, Charles Schwab and Company, San Francisco, California; and James J. Needham, Bridgehampton, New York.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following bills favorably reported:

H.R. 1860, to require the Secretaries of the Interior and Agriculture to promulgate regulations relating to the exchange of land or land interests, with amendments;

S. 2042, to authorize the Vietnam Women's Memorial Project, Inc., to construct a statue at the Vietnam Veterans Memorial in honor and recognition of the women of the United States who served in the Vietnam conflict, with amendments;

H.R. 2652, to revise boundaries of Salem Maritime National Historic Site in Massachusetts; and

S. 2167, to provide for Federal energy conservation standards for fluorescent lamp ballasts, with amendments.

DOE LABORATORY COOPERATIVE RESEARCH INITIATIVES ACT

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development concluded hearings on S. 1480, to promote the integration of universities and private industry in the National Laboratory system of the Department of Energy in order to improve the development of technology in areas of economic potential, and to discuss the technology transfer efforts of the Department of Energy, after receiving testimony from Donna R. Fitzpatrick, Assistant Secretary of Energy for Conservation and Renewable Energy Program; John A. Alic, Project Director, Industry, Technology and Employment Program, Office of Technology Assessment; and Ora E. Smith, Rockwell International Corporation, Thousand Oaks, California.

BUSINESS MEETING

Committee on Environment and Public Works: Subcommittee on Environmental Protection approved for full committee consideration the following measures:

S. 1751, to require vessels carrying municipal or commercial waste to comply with certain permit and manifest requirements, with an amendment in the nature of a substitute;

S. 1629, to reduce the threat to human health posed by contaminants in the air indoors, with an amendment in the nature of a substitute; and

S. Res. 389, to express the sense of the Senate that the Construction Grants Program under the Clean Water Act should be fully funded and implemented as authorized and intended by the Water Quality Act of 1987, with an amendment.

UNITED STATES—CANADA FREE TRADE AGREEMENT

Committee on the Judiciary: Subcommittee on Antitrust, Monopolies, and Business Rights concluded hearings in conjunction with the Senate Steel Caucus on the United States-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhance competitiveness for the United States and Canada, after receiving testimony from Ambassador Clayton Yeutter, United States Trade Representative; Ambassador Peter O. Murphy, Special Negotiator for U.S./Canada and Coordinator for North American Affairs, and Robert Cassidy, Director, Steel Trade Policy, both of the Office of the U.S. Trade Representative; Milton Deaner, American Iron and Steel Institute, Washington, DC; C. Philip Weigel, Latrobe, Pennsylvania, on behalf of the Specialty Steel Industry of the United States; R. Wayne Atwell, Goldman, Sachs and Company, New York, New York; and Robert Garvey, North Star Steel, Minneapolis, Minnesota, on behalf of the National Steel Producers Association.

SMART START

Committee on Labor and Human Resources: Committee held hearings on S. 2270, to provide financial assistance to State and local governments for high-quality early childhood development programs for pre-kindergarten children, receiving testimony from Massachusetts Lt. Gov. Evelyn Murphy, Boston; Mary Hatwood Futrell, National Education Association, Albert Shanker, American Federation of Teachers, Althea Simmons, NAACP, and Owen B. Butler, Committee for Economic Development, all of Washington, DC; Constance Clayton, Philadelphia School District, Philadelphia; Pennsylvania, on behalf of the Council of Great City Schools; and Herrick S. Roth, Colorado Forum, Denver.

Hearings were recessed subject to call.

INDIAN CHILD WELFARE ACT

Select Committee on Indian Affairs: Committee concluded hearings on S. 1976, to establish standards and procedures regarding the custody of Indian children, after receiving testimony from Ross O. Swimmer, Assistant Secretary of the Interior for Indian Affairs; Eddie F. Brown, Arizona Department of Economic Security, Phoenix; Eugene Ligtenberg, The Casey Family Program, Rapid City, South Dakota; Robert B. Flint, Catholic Social Services, Anchorage, Alaska; Marc Gradstein, San Francisco, California; David Keene Leavitt, Academy of California Adoption Lawyers, Beverly Hills, California; Violet A. P. Lui, The Navajo Nation, Window Rock, Arizona; Evelyn Blanchard, National Indian Social Workers Association, Portland, Oregon; and Margaret Rose Orrantia, Indian Child and Family Services Consortium, Escondido, California.

ADVANCES IN AGING RESEARCH

Special Committee on Aging: Committee concluded hearings to review advances in aging research, focusing on the progress made in research to improve the quality of life of the elderly, after receiving testimony from Dan Perry, Alliance for Aging Research, and Allan L. Goldstein, George Washington University School of Medicine, both of Washington, DC; Trudy L. Bush, Johns Hopkins University School of Hygiene and Public Health, Baltimore, Maryland; Carl W. Cotman, University of California, Irvine School of Medicine, Irvine, California; David Kritchevsky, The Wistar Institute of Anatomy and Biology, Philadelphia, Pennsylvania; George G. Glenner, University of California, San Diego School of Medicine, La Jolla, California; Takashi Makinodan, VA Wadsworth Medical Center, Los Angeles, California; Gino Doria, Laboratory Radiobiology Animal CSN, Casaccia, Rome, Italy; and William B. Ershler, University of Wisconsin Medical Sciences Center, Madison.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 4567–4585; 4 resolutions, H.J. Res. 566 and 567, and H. Res. 444 and 445 were introduced.

Page 10545

Bills Reported: Reports were filed as follows:

H.R. 4567, making appropriations for energy and water development for the fiscal year ending September 30, 1989 (H. Rept. 100–618); and

H. Con. Res. 262, to express the sense of the Congress that the Secretary of Transportation should conduct a full investigation into the management of Texas Air Corporation and Eastern Air Lines since Eastern's acquisition by Texas Air Corporation, amended (H. Rept. 100–619).

Page 10545

Journal: By a yea-and-nay vote of 286 yeas to 119 nays, Roll No. 121, the House approved the Journal of Tuesday, May 10.

Page 10487

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 4567, making appropriations for energy and water development for the fiscal year ending September 30, 1989.

Page 10488

Defense Authorization: By a yea-and-nay vote of 252 yeas to 172 nays, Roll No. 126, the House passed H.R. 4264, to authorize appropriations for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such Department for fiscal year 1989, and to amend the National Defense Authorization Act for Fiscal Years 1988 and 1989.

Page 10492

Agreed to the Dickinson motion to recommit the bill to the Committee on Armed Services with instructions to report it back forthwith containing an amendment expressing the sense of Congress that Congress should not usurp, undermine, or interfere with the constitutionally defined powers of the President to negotiate and implement arms control and nuclear testing policies. Subsequently, the bill was reported back to the House and the amendment was agreed to.

Page 10526

Agreed to the committee amendment in the nature of a substitute.

Page 10527

Agreed To:

The Spratt amendment that expresses the sense of Congress that the Strategic Defense Initiative Organization should concentrate development efforts for the first phase of a strategic defense system on technologies and systems capable of protecting the United States from an accidental ICBM launch and requires the Secretary to report to Congress on the status of planning for an accidental launch protection system (agreed to by a recorded vote of 239 ayes to 176 noes, Roll No. 122);

Page 10493

The Nagle amendment that bans flight testing of depressed trajectory ballistic missiles during fiscal year 1989 as long as the Soviet Union observes the same ban (agreed to by a recorded vote of 262 ayes to 160 noes, Roll No. 125);

Page 10515

The Collins amendment that requires the Defense Inspector General to report to Congress on the availability of child care services for the Department's military and civilian employees; and

Page 10519

The Aspin amendment that restores $300 million in authorizations, to offset the amounts cut from missile research, for ammunitions, Reserve training equipment, and operation and maintenance.

Page 10521

Rejected:

The Kemp amendment that sought to require the Secretary to report to Congress within 120 days on a plan for the accelerated deployment of an accidental launch protection system at two sites as an important and integral initial step in a comprehensive, layered strategic defense system to include space-based elements (rejected by a recorded vote of 167 ayes to 249 noes, Roll No. 123); and

Page 10499

The Markey amendment that sought to require the Energy Department to prepare for a nuclear test ban by allocating such funds as may be necessary to initiate a readiness program assuring stockpile maintenance in the event that a low-threshold or comprehensive ban on nuclear explosive testing should go into effect (rejected by a recorded vote of 201 ayes to 220 noes, Roll No. 124).

Page 10506

Agreed to amend the title.

Page 10528

The Clerk was authorized to make such clerical and technical corrections, including title and section numbers and cross references, as might be necessary in the engrossment of the bill.

Page 10528

Defense Funds Transfer: House passed H.R. 4524, to increase the dollar amount of defense authorizations for fiscal year 1988 that are subject to transfer for new purposes pursuant to law.

Page 10528

Hospice Month: House passed H.J. Res. 525, to designate the month of November 1988 as "National Hospice Month".

Page 10529

Rural Health Awareness Week: House passed and cleared for the President S.J. Res. 254, to designate the period commencing on May 15, 1988, and ending on May 21, 1988, as "National Rural Health Awareness Week".

Page 10529

Lithuanian Independence Day: House passed H.J. Res. 448, designating February 16, 1989, as "Lithuanian Independence Day".

Page 10530

Quorum Calls—Votes: Two yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 10487, 10496, 10499, 10509, 10517, 10527. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 6:56 p.m.

Committee Meetings

ROLE OF ETHANOL IN THE 1990'S

Committee on Agriculture: Subcommittee on Wheat, Soybean, and Feed Grains, the Subcommittee on Forests, Family Farms and Energy and the Subcommittee on Energy and Power of the Committee on Energy and Commerce held a joint hearing to review the role of ethanol in the 1990's. Testimony was heard from Peter C. Myers, Deputy Secretary, USDA; Donna R. Fitzpatrick, Assistant Secretary, Conservation and Renewable Energy, Department of Energy; Richard D. Wilson, Director, Office of Mobile Sources, EPA; and public witnesses.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Ordered reported a bill making appropriations for energy and water development for the fiscal year ending September 30, 1989.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held an overview hearing and a hearing on Governmental Direction and Support. Testimony was heard from the following officials of the District of Columbia: Marion Barry, Jr., Mayor; David A. Clarke, Chairman, City Council; and Otis Troup, Auditor.

ISSUES RELATING TO PUBLIC HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on issues relating to public housing, including H.R. 918, to amend the United States Housing Act of 1937 to require the Secretary of Housing and Urban Development to administer a program of construction and revitalization of public housing. Testimony was heard from Representatives Conyers and Rangel; and public witnesses.

THIRD WORLD DEBT/WORLD BANK LINKAGES

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance and the Subcommittee on International Finance, Trade and Monetary Policy continued hearings on General Capital Increase in World Bank, II: Third World Debt/World Bank Linkages. Testimony was heard from public witnesses.

AMERICAN CONSERVATION CORPS ACT; VOLUNTARY NATIONAL YOUTH SERVICE ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities held a hearing on the following bills: H.R. 18, American Conservation Corps Act of 1987; and H.R. 460, Voluntary National Youth Service Act. Testimony was heard from Representative Panetta; and public witnesses.

TREATMENT OF WITNESSES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the treatment of witnesses who testified at a previous hearing into the adequacy of health and safety at the Department of Energy's nuclear weapons facilities. Testimony was heard from the following officials of the Department of Energy: Joseph F. Salgado, Under Secretary, Energy; John H. Hnatio, Security Specialist, Office of Safeguards and Security; Ernest C. Baynard III, Assistant Secretary, Environment, Safety and Health; Richard A. DuVal, Acting Principal Deputy Assistant Secretary, Defense Programs; and Michael J. Lawrence, Manager, Richland Operations Office; and public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on the cable television industry. Testimony was heard from public witnesses.

UNITED STATES-SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East continued hearings on United States-Soviet Relations: Soviet Foreign Policy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

SOVIET EMIGRATION POLICY; PRE-SUMMIT ASSESSMENT AND UPDATE

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action, as amended, H. Res. 437, protesting Soviet human rights violations, especially restructive emigration regulations, and calling on the President to stress, at the Moscow summit meeting, the inherent link between respect for human rights and the achievement of lasting peace.

The Subcommittee also held a hearing on Soviet Emigration Policy: Pre-summit Assessment and Update. Testimony was heard from public witnesses.

UNITED STATES AND FOREIGN COMMERCIAL SERVICE

Committee on Foreign Affairs: Subcommittee on International Operations and the Subcommittee on International Economic Policy and Trade held a joint hearing on the United States and Foreign Commercial Service. Testimony was heard from Stanley Newman, Director, International Division, Department of Economic Development, State of New York; Cynthia Lidgett, Division Administrator, Department of Economic Development, State of Iowa; Tom Flattery, Bureau Chief, International Trade and Development, Department of Commerce, State of Florida; Janice McEntee, Washington Representative, World Trade Commission, State of California; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 4102, amended, Salt River Pima-Maricopa Indian Community Water Rights Settlement Act of 1988; H.R. 4143, amended, to establish a reservation for the Confederated Tribes of the Grand Ronde Community of Oregon; H.R. 3680, amended, Omnibus Public Lands Act of 1987; H.R. 4028, to authorize the Secretary of Agriculture to exchange certain national forest system lands in the Targhee National Forest; and H.R. 4097, amended, to direct the Secretary of the Interior to transfer a certain parcel of land in Clark County, Nevada.

ENGLISH AS THE OFFICIAL LANGUAGE OF THE UNITED STATES

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.J. Res. 13, proposing an amendment to the Constitution of the United States establishing English as the official language of the United States, and related measures. Testimony was heard from Senator McCain; Representatives Shumway, Broomfield, Miller of Ohio, Badham, Solarz, Kleczka, Bustamante and Campbell.

PATENT LICENSING REFORM ACT

Committee on the Judiciary: Subcommitee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 4086, Patent Licensing Reform Act of 1988. Testimony was heard from Rene Tegtmeyer, Assistant Commissioner, Patent and Trademark Office, Department of Commerce; Charles F. Rule, Assistant Attorney General, Department of Justice; and public witnesses.

COMMISSION RACIALLY MOTIVATED VIOLENCE ACT

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 3914, Commission Racially Motivated Violence Act of 1988, and general oversight of hate crimes. Testimony was heard from public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on Mergers and Concentration: The Food Industries. Testimony was heard from William Jones, Administrator, Packers and Stockyards Administration, USDA; Stephen Wessler, Deputy Attorney General, State of Maine; and public witnesses.

POSTAL REORGANIZATION ACT

Committee on Post Office and Civil Service: Ordered reported, as amended, H.R. 4150, Postal Reorganization Act of 1988.

FEDERAL EMPLOYEES' HEALTH BENEFITS PROGRAMS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held an oversight hearing on the Federal Employees' Health Benefits Program. Testimony was heard from Representative Schroeder; Constance Horner, Director, OPM; and public witnesses.

ECONOMIC DEVELOPMENT ADMINISTRATION

Committee on Public Works and Transportation: Subcommittee on Economic Development held a hearing on the implementation and use of funds appropriated for fiscal years 1987 and 1988, on Policy or Administrative decisions affecting the Economic Development Administration. Testimony was heard from Orson G. Swindle III, Assistant Secretary for Economic Development, Department of Commerce.

WOMEN'S BUSINESS ISSUES

Committee on Small Business: Continued hearings on Women's business issues. Testimony was heard from Carol Crockett, Director, Office of Women's Business Ownership, SBA; Kay Bulow, Assistant Secretary, Administration, Department of Commerce; and public witnesses.

Hearings continue May 17.

VOCATIONAL REHABILITATION PROGRAM

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment held a hearing on Chapter 31, title 38, United States Code, Vocational Rehabilitation Program. Testimony was heard from Dr. Dennis Wyant, Director, Vocational Rehabilitation and Counseling Services, VA; representatives of veterans' organizations; and public witnesses.

UNITED STATES-CANADA FREE TRADE AGREEMENT

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action implementing legislation on the United States-Canada Free Trade Agreement.

INTELLIGENCE OVERSIGHT ACT

Permanent Select Committee on Intelligence: Ordered reported, as amended, H.R. 3822, Intelligence Oversight Act of 1987.

AID AND WOMEN OF THE THIRD WORLD: THE UNMET POTENTIAL

Select Committee on Hunger: Held a hearing on "AID and Women of the Third World: The Unmet Potential." Testimony was heard from Kaye Davies, Director, Office of Women and Development, AID, U.S. International Development Cooperation Agency; and public witnesses.

◆ ◆ ◆

Thursday, May 12, 1988

Senate

Chamber Action

Routine Proceedings, pages 10660–10852

Measures Introduced: Sixteen bills and four resolutions were introduced, as follows: S. 2369–2384, S.J. Res. 316–318, and S. Con. Res. 118.

Page 10798

Measures Reported: Reports were made as follows:

S. 2369, to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes. (S. Rept. No. 100–335)

S. 2370, to authorize appropriations for fiscal year 1989 for military construction, and for other purposes. (S. Rept. No. 100–336)

S. 2371, to authorize appropriations for the Department of Energy for national defense programs for fiscal year 1989, to authorize certain National Defense Stockpile transactions, and for other purposes. (S. Rept. No. 100–337)

S. 2372, to authorize appropriations for Federal Civil Defense programs for fiscal year 1989. (S. Rept. No. 100–338)

S. 2373, to make supplemental authorizations for appropriations for fiscal year 1988 for the Department of Defense, and for other purposes. (S. Rept. No. 100–339)

S. 2374, to authorize the Secretary of Defense to transfer between accounts a limited amount of funds appropriated for the Department of Defense for fiscal year 1989. (S. Rept. No. 100–340)

S. 2375, to amend title 10, United States Code, to impose certain limitations on the obligation of authorized appropriations for the Department of Defense, and for other purposes. (S. Rept. No. 100–341)

S. 881, for the relief of Marsha D. Christopher.

S. 2200, to amend Public Law 90–498 to provide for the designation of National Hispanic Heritage Month.

S. 533, to establish the Veterans' Administration as an executive department, to establish the National Commission on Executive Organization and Management, and for other purposes, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–342)

S. 1652, to authorize the establishment by the Secretary of Agriculture of plant stress and water conservation research laboratory and program at Lubbock, Texas, with an amendment.

S. 1883, to amend the Act entitled "An Act to provide for the registration and protection of Trademarks used in commerce, to carry out the provision of certain international conventions, and for other purposes," with an amendment in the nature of a substitute.

S. 2180, to amend chapter 44, title 18, United States Code, to prohibit the manufacture, importation, sale or possession of firearms, not detectable by metal detection and x-ray systems, with an amendment in the nature of a substitute.

Page 10797

National Defense Authorizations, 1989: Senate continued consideration of S. 2355, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on further amendments proposed thereto, as follows:

Pages 10664, 10717

Adopted:

(1) Thurmond-Wilson Amendment No. 2020, to provide injury, disability, and death compensation coverage for Senior Reserve Officers' Training Corps cadets during military training.

Page 10664

(2) Byrd Amendment No. 2021, to authorize use of funds from prior year savings to construct an aircraft parking ramp/holding pad at Charleston, West Virginia, for the Air National Guard of the United States.

Page 10666

(3) Wilson-Cranston Amendment No. 2023, to authorize the Secretary of the Army to convey, without reimbursement, to the City of Lompoc, California, all right, title, and interest of the United States in and to a tract of real property (including improvements thereon) of approximately 100 acres located adjacent to the real property conveyed to the City pursuant to section 834 of the Military Construction Authorization Act, 1985 (Public Law

98–407; 98 Stat. 1526), to be used for educational purposes only.

Page 10686

(4) Lautenberg-Bradley Amendment No. 2024, to provide authorization for phases one and two of the Earle Naval Weapons station dredging project.

Page 10686

(5) Gramm Amendment No. 2026, to authorize the Secretary of the Navy to contract for the performance of firefighting and security guard functions at Amchitka, Alaska.

Page 10692

(6) Heinz Amendment No. 2027, to provide a substitute for portions of titles VIII and IX that omits provisions relating to the purchase of American products. (By 32 yeas to 64 nays (Vote No. 132), Senate failed to table the amendment).

Page 10693

(7) McClure Amendment No. 2029, to provide for a study and report on Soviet AMB capability and activities.

Page 10717

(8) Wirth Amendment No. 2030, to encourage energy conservation at Department of Defense installations.

Page 10719

(9) McCain (for Hecht and Reid) Amendment No. 2031, to amend the Nuclear Waste Policy Act of 1982, to require a report as to whether and how the construction and operation of a repository site would jeopardize the national security by reason of interference with national defense activities, if any, occurring nearby.

Page 10720

(10) Dixon Amendment No. 2032, to express the sense of the Senate that (1) it condemns the actions of the Jaruzelski regime to violate the fundamental rights of the people of Poland, and (2) any improvement in relations between the United States and Poland must be predicated on a fundamental improvement in human rights in Poland, including the release of political prisoners, the rights of independent trade unions to organize, and steps toward genuine national reconciliation and dialogue.

Page 10720

(11) Dixon Amendment No. 2033, to provide that, not later than 90 days after enactment of the Act, the Secretary of the Air Force shall submit a report to the Congress outlining his plans for establishing, to the maximum extent practicable, competition in the development and production of components for the Advance Tactical Reconnaissance System.

Page 10722

(12) Quayle Amendment No. 2036, to require the Secretary of Defense to submit to Congress, no later than January 15, 1989, a report detailing the programs to be included in the NATO Defense Program.

Page 10742

(13) Cohen Amendment No. 2037, to provide funds to conduct a program to develop and demonstrate compliance monitoring capabilities in support of the Convention on the Prohibition of Chemical Weapons proposed by the United States in the Conference on Disarmament.

Page 10742

(14) Dixon (for Nunn) Amendment No. 2038, to authorize the erection of a memorial to the Third Infantry Division in Arlington National Cemetery.

Page 10743

(15) Warner-Mikulski Amendment No. 2039, to prohibit testing electromagnetic pulse in Chesapeake Bay in connection with the Electromagnetic Pulse Radiation Environment Simulator Program for ships (EMPRESS) during fiscal year 1989.

Page 10743

(16) Levin Amendment No. 2040, to provide funds for entering into a contract with KMS Fusion, Inc., for the performance of a portion of the inertial confinement fusion program.

Page 10744

Rejected:

(1) Hatfield-Kennedy modified Amendment No. 2022, to impose certain limitations on underground nuclear testing. (By 57 yeas to 39 nays (Vote No. 130), Senate tabled the amendment.)

Page 10666

(2) Kennedy-Hatfield Amendment No. 2025, to prohibit the introduction of U.S. troops into Honduras or Nicaragua for the purpose of combat. (By 60 yeas to 32 nays (Vote No. 131), Senate tabled the amendment.)

Page 10687

(3) Simon Amendment No. 2028, to reduce the amount authorized for the ICBM rail-garrison program and to increase the amount authorized for Army procurement of Hellfire missiles by $70,000,000, for Navy procurement of aircraft electronic countermeasures by $30,000,000, for Army supply operations by $100,000,000, and for Air Force war reserve spare parts by $300,000,000. (By 61 yeas to 36 nays (Vote No. 133), Senate tabled the amendment.)

Page 10706

(4) Adams Amendment No. 2034, to require a comprehensive plan for the use of United States Armed Forces in the Persian Gulf, and to express a Congressional policy on the Iran-Iraq War. (By 82 yeas to 13 nays (Vote No. 134), Senate tabled the amendment.)

Page 10722

Withdrawn:

(1) Pryor Amendment No. 2035, to delete the amounts authorized for accelerating production of the Bigeye bomb and to increase the amount au-

thorized for Army procurement and for research, development, test and evaluation of long-range standoff chemical delivery systems by the defense agencies.

Page 10739

(2) Harkin Amendment No. 2041, to request and urge the President to enter into negotiations with the Soviet Union with the goal of banning all weapons based in outer space and banning the testing of any weapons against objects in outer space.

Page 10744

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto.

Page 10737

Senate will continue consideration of the bill and amendments proposed thereto on Friday, May 13.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the 8th and 9th annual reports describing Federal actions with respect to the conservation and use of petroleum and natural gas in Federal facilities, which cover calendar years 1986 and 1987; which was referred to the Committee on Energy and Natural Resources. (PM-138)

Page 10796

Messages From the House: **Page 10796**

Measures Referred: **Page 10796**

Petitions and Memorials: **Page 10797**

Communications: **Page 10796**

Statements on Introduced Bills: **Page 10799**

Amendments Submitted: **Page 10822**

Additional Cosponsors: **Page 10821**

Authority for Committees: **Page 10833**

Additional Statements: **Page 10833**

Record Votes: Five record votes were taken today. (Total—134)

Pages 10685, 10692, 10702, 10713, 10736

Recess: Senate convened at 9 a.m., and recessed at 9:11 p.m., until 8:30 a.m., on Friday, May 13, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 10852.)

Committee Meetings

MARIJUANA PRODUCTION IN NATIONAL FORESTS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition and Investigations and the Subcommittee on Conservation and Forestry held joint hearings on public safety issues surrounding marijuana production in national forests, receiving testimony from Representative Wyden; William Rice, Deputy Chief, Cecil Wilson, Chief Law Enforcement Officer, Frank Packwood, Special Agent, Trinity-Shasta National Forest, and Les Burril, Special Agent, Chattahoochee-Oconee National Forest, all of the U.S. Forest Service, Department of Agriculture; Sheriff James Carmack, Montgomery County, Arkansas; and Sheriff Nick Pepmiller, Ripley County, Missouri.

Hearings were recessed subject to call.

SUBCOMMITTEE ALLOCATIONS

Committee on Appropriations: Committee continued consideration of subcommittee allocations of budget outlays and new budget authority allocated to the committee in H. Con. Res. 268, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—DEPARTMENT OF COMMERCE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1989 for trade activities of the Department of Commerce, after receiving testimony from William Verity, Secretary of Commerce; and Clayton Yeutter, U.S. Trade Representative.

APPROPRIATIONS—AID

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1989 for programs of the Agency for International Development, receiving testimony from David A. Santos, Director, American Schools and Hospitals Abroad, Julia V. Taft, Director, Office of U.S. Foreign Disaster Assistance, Herbert L. Beckington, Inspector General, Neal Peden, Assistant to the Administrator for Private Enterprise, and Peter Kimm, Director, Office of Housing and Urban Programs, all of the Agency for International Development.

Subcommittee will meet again on Tuesday, May 17.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for the Department of Education, receiving testimony in behalf of funds for student financial assistance, guaranteed student loans, higher education, higher education facilities loans and insurance, college housing loans, eduation for the handicapped, rehabilitation services and handicapped research, education research and statistics, libraries, Howard University, special instructions (includes American Printing House for the

Blind, National Technical Institute for the Deaf, and Galaudet University), receiving testimony from Bruce M. Carnes, Deputy Under Secretary for Planning, Budget and Evaluation, Madeleine C. Will, Assistant Secretary for Special Education and Rehabilitative Services, Kenneth D. Whitehead, Acting Assistant Secretary for Postsecondary Education, and Chester E. Finn, Jr., Assistant Secretary for Educational Research and Improvement, all of the Department of Education; James E. Cheek, President, Howard University; Carson Y. Nolan, President, American Printing House for the Blind; William E. Castle, Director, National Technical Institute for the Deaf; and I. King Jordan, President, Gallaudet University.

Subcommittee will meet again on Tuesday, May 17.

ENERGY POLICY AND CONSERVATION ACT

Committee on Energy and Natural Resources: Committee concluded hearings on S. 2203, to extend the expiration date of title II of the Energy Policy and Conservation Act, to continue the authorities for the U.S. Government and U.S. oil companies to participate in and to meet the U.S. obligations under the Agreement on an International Energy Program after receiving testimony from William F. Martin, Deputy Secretary of Energy; and John P. Ferriter, Deputy Assistant Secretary for International Energy and Resources Policy, Bureau of Economic and Business Affairs, Department of State.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Finance: Committee continued consideration of the U.S.-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada, but did not complete action thereon, and will meet again on Monday, May 16.

NOMINATION

Committee on Foreign Relations: Committee began hearings on the nomination of Walter L. Cutler, of Maryland, to be Ambassador to the Kingdom of Saudi Arabia, where the nominee testified and answered questions in his own behalf.

Hearings were recessed subject to call.

NRC RESTRUCTURING

Committee on Governmental Affairs: Committee resumed hearings on restructuring the Nuclear Regulatory Commission, receiving testimony from Joseph R. Wright, Jr., Deputy Director, Office of Management and Budget; Ben B. Hayes, Director, Office of Investigations, Nuclear Regulatory Commission; James K. Asselstine, Peter A. Bradford, Victor Gilinsky, and Marcus A. Rowden, all former commissioners, Nuclear Regulatory Commission; and Ellyn R. Weiss, and Robert D. Pollard, both of the Union of Concerned Scientists, and Edward M. Davis, American Nuclear Energy Council, all of Washington, DC.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered the following measures favorably reported:

The nominations of David A. Ezra, to be U.S. District Judge for the District of Hawaii, John C. Lifland, to be U.S. District Judge for the District of New Jersey, and Grace Flores-Hughes, of Texas, to be Director, Community Relations Service, Department of Justice;

S. 1883, to improve the U.S. trademark registration system and the ability of the trademark law to protect the interest of public and trademark owners, with an amendment in the nature of a substitute;

S. 2180, to prohibit the manufacture, importation, sale or possession of firearms, not detectable by metal detection and x-ray systems, with an amendment in the nature of a substitute;

S. 2200, to designate a specified period of each year as National Hispanic Heritage Month;

S. 881, for the relief of Marsha D. Christopher;

S. 425, for the relief of Sukhjit Kuldip Singh Sound;

S. 1583, for the relief of Maria Antonieta Heird;

S. 1842, for the relief of Wilhelm Jahn Schlecter, Monica Pino Schlechter, Ingrid Daniela Schlecter, and Arturo David Schlechter; and

S. 1972, for the relief of Irma Purisch and Daniel Purisch.

Also, the committee began consideration of S. 1523, to revise the civil provisions of the Racketeer Influenced and Corrupt Organizations Act (RICO), but did not complete action thereon, and recessed subject to call.

AUTHORIZATIONS—DEPARTMENT OF JUSTICE

Committee on the Judiciary: Committee held hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Justice, focusing on activities of the Drug Enforcement Administration, receiving testimony from John C. Lawn, Administrator, Drug Enforcement Administration, Department of Justice.

Hearings continue on Tuesday, May 17.

VOTER REGISTRATION STANDARDS

Committee on Rules and Administration: Committee concluded hearings on S. 2061, to establish national standards for voter registration for elections for Federal office, after receiving testimony from Arthur

Flemming, Citizens Commission on Civil Rights, and Philip B. Calkins, Disabled But Able To Vote, both of Washington, DC; Lani Guinier, NAACP Legal Defense and Educational Fund, New York, New York; and Laughlin McDonald, American Civil Liberties Union Foundation, Inc., Atlanta, Georgia.

UNIFORM POLL CLOSING TIME

Committee on Rules and Administration: Committee concluded hearings on S. 182 and H.R. 435, to establish a single poll closing time in the continental United States for Presidential general elections, after receiving testimony from Senator Riegle; Representatives Swift and William M. Thomas; Thomas Ross, NBC Inc., and Warren Mitossky, CBS News, both of New York, New York; George Watson, Capital City, ABC News, James E. Landry, Air Transport Association of America, and James C. Benfield, Daylight Saving Time Coalition, all of Washington, DC; and Donald F. Whiting, Washington State Director of Elections, Olympia.

AGENT ORANGE ISSUES

Committee on Veterans' Affairs: Committee concluded hearings on S. 1692, to provide for the payment of a veteran's disability benefit in the case of certain veterans who have non-Hodgkin's lymphoma, S. 1787, to prescribe certain presumptions in the case of veterans who performed active service during the Vietnam era, and to review other related agent orange issues, after receiving testimony from Senators Daschle and Kerry; Thomas E. Harvey, Deputy Administrator of Veterans' Affairs, Veterans' Administration; Don M. Newman, Chair, Agent Orange Working Group, Domestic Policy Council; James O. Mason, Director, Vernon N. Houk, Director, Center for Environmental Health and Injury Control, both of the Centers for Disease Control, and Sheila Zahm, Epidemiologist, National Cancer Institute, all of the Department of Health and Human Services; Donald Barnes, Director, Science Advisory Board, Environmental Protection Agency; Maj. Gen. Alexander M. Sloan, Deputy Surgeon General, U.S. Air Force; Robert W. Long, Deputy Assistant Secretary of Agriculture for Science and Education; Hellen Gelband, Senior Analyst, Office of Technology Assessment; Oliver Meadows, Chairman, Armon F. Yanders, Member, Scientific Council, and Frederic L. Conway III, Executive Secretary, all of the Veterans' Advisory Committee on Environmental Hazards; John Sommer, The American Legion, David W. Gorman, Disabled American Veterans, John C. Bollinger, Paralyzed Veterans of America, Gordon R. Thorson, Veterans of Foreign Wars, and Mary R. Stout, Vietnam Veterans of America, all of Washington, DC; Thomas A. Gasiewicz, University of Rochester, Rochester, New York; Judy C. Lewis, Oaks Pennsylvania, on behalf of the National Association of Agent Orange Survivors; J. Thomas Burch, Jr., Oklahoma Agent Orange Foundation and National Coalition of Vietnam Veterans, Washington, DC; Jack Spey, Fort Walton Beach, Florida, on behalf of the Ranch Hand Vietnam Association; Wayne P. Wilson, National Association of State Agent Orange Programs, Washington, DC; Frank McCarthy, Stamford, Connecticut, on behalf of the Vietnam Veterans Agent Orange Victims; and Admiral E.M. Zumwalt, Jr., Arlington, Virginia, former Chief of Naval Operations.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 4586–4600; 1 private bill, H.R. 4601; and 5 resolutions, H.J. Res. 568, H. Con. Res. 300 and 301, and H. Res. 446 and 447 were introduced.

Page 10657

Bills Reported: Reports were filed as follows:

H.R. 4586, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1989 (H. Rept. 100–620);

H.R. 4587, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1989 (H. Rept. 100–621); and

H. Res. 447, waiving certain points of order against consideration of H.R. 4567, making appropriations for energy and water development for the fiscal year ending September 30, 1989 (H. Rept. 100–622).

Page 10657

Journal: By a yea-and-nay vote of 274 yeas to 127 nays, Roll No. 127, the House approved the Journal of Wednesday, May 11.

Page 10573

Subcommittee To Sit: Subcommittee on Courts, Civil Liberties, and the Administration of Justice of the Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule.

Page 10574

Duties and Privileges of Members: By a yea-and-nay vote of 413 yeas with 2 voting "present", Roll No. 128, the House agreed to H. Res. 446, relating to the duties and privileges of Members of the House of Representatives.

Page 10574

Miscellaneous International Affairs Authorization: By a recorded vote of 267 ayes to 112 noes, Roll No. 130, the House passed H.R. 4471, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation, and to make supplemental authorizations of appropriations for the Board for International Broadcasting.

Page 10585

Agreed To:

The Fascell amendment that clarifies that prohibitions on United States assistance for Haiti during fiscal year 1988 do not apply with respect to OPIC unless the prohibition specifically states that it applies to OPIC;

Page 10592

The Roth amendment that strikes language extending eligibility for OPIC programs to Hungary (agreed to by a recorded vote of 237 ayes to 155 noes, Roll No. 129, after having been rejected earlier by a division vote of 8 ayes to 9 noes); and

Page 10593

The Richardson amendment that expresses the sense of Congress that OPIC should continue to encourage United States small businesses and small businesses that are minority-owned to invest in the world's developing countries.

Page 10605

Pursuant to the rule, an amendment consisting of the text of H.R. 3100 as passed by the House (the International Security and Development Cooperation Act of 1987) was considered to have been agreed to.

Page 10585

The Clerk was authorized to correct section numbers and to make such other technical corrections as might be necessary in the engrossment of the bill.

Page 10652

H. Res. 441, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 10585

Presidential Message—Federal Fuel Use: Received and read a message from the President wherein he transmits the eighth and ninth annual reports describing Federal actions with respect to the conservation and use of petroleum and natural gas in Federal facilities—referred to the Committee on Energy and Commerce.

Page 10653

Quorum Calls—Votes: Two yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 10573, 10579, 10604, 10652. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 4:45 p.m.

Committee Meetings

LEGISLATIVE BRANCH AND MILITARY CONSTRUCTION APPROPRIATION BILLS

Committee on Appropriations: Ordered reported the following appropriation bills for fiscal year 1989: Legislative Branch; and Military Construction.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia held a hearing on Public Safety and Justice and on Public Education System. Testimony was heard from the following officials of the District of Columbia: Chief Judge William C. Pryor, Court of Appeals; Chief Judge Fred B. Ugast, Superior Court; and Rafeal Cortada, President, University of the District of Columbia.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on HUD-Independent Agencies approved for full Committee action the fiscal year 1989 HUD-Independent Agencies appropriation bill.

INCREASING ALLIED BURDENSHARING

Committee on Armed Services: Defense Burdensharing Panel continued hearings on ways of increasing allied burdensharing in the future, including prospects for new cooperative projects. Testimony was heard from Dennis Kloske, Deputy Under Secretary, Planning and Resources, Department of Defense; and public witnesses.

Hearings continue May 17.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Gen. Paul S. Gorman, USA (Ret.), former Commander in Chief, U.S. Southern Command; and Gen. William Y. Smith, USAF (Ret.), former Deputy Commander in Chief, U.S. European Command.

Hearings continue May 17.

UNIFORM SAFETY ACT

Committee on Energy and Commerce: Continued markup of H.R. 1115, to amend the Uniform Safety Act to establish uniform safety standards.

Will continue May 18.

FINANCIAL SERVICES DEREGULATION

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on financial services deregulation. Testimony was heard from Robert L. Clarke, Comptroller, Office of the Comptroller of the Currency, Department of the Treasury; L. William Seidman, Chairman, FDIC; and public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Energy and Power held an oversight hearing on standardization of nuclear power plants. Testimony was heard from Alan T. Crane, Senior Associate, Office of Technology Assessment.

ELECTIONS IN THE REPUBLIC OF KOREA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on assessment of the recent National Assembly Elections in the Republic of Korea. Testimony was heard from Gaston Sigur, Assistant Secretary, East Asian and Pacific Affairs, Department of State.

U.S.-SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East continued hearings on United States-Soviet Relations: Options for U.S. Policy. Testimony was heard from public witnesses.

INS TECHNOLOGY SELECTION

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture held a hearing on INS Technology Selection. Testimony was heard from John Nahan, Director, Plans and Analysis, Immigration and Naturalization Service, Department of Justice; and Eleanor Chelimsky, Director, Program Evaluation and Methodology Division, GAO.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on the transportation of nuclear waste; including discussion of the following bills: H.R. 3836, Nuclear Waste Transportation Act of 1987; H.R. 1649, Nuclear Waste Transportation Act; and H.R. 4041, to require the Secretary of Energy, when transporting certain radioactive materials, to use packages that the Nuclear Regulatory Commission has certified for that purpose. Testimony was heard from Representatives Gunderson, Rowland of Connecticut, Buechner and Bilbray; from the following officials of the Department of Energy: Charles E. Kay, Acting Director, Office of Civilian Radioactive Waste Management; and Thomas B. Hindman, Jr., Deputy Director, Defense Waste and Transportation Management; Hugh L. Thompson, Jr., Director, Office of Nuclear Material Safety and Safeguards, NRC; Alan I. Roberts, Director, Office of Hazardous Materials Transportation, Department of Transportation; Edith B. Page, Project Director, Transportation of Hazardous Materials Project, Office of Technology Assessment; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 3880, to extend the authorization for the Upper Delaware Citizens Advisory Council for an additional 10 years; and H.R. 3559, amended, to authorize the acquisition of 25 acres to be used for an administrative headquarters for Canaveral National Seashore.

MILLER ACT AMENDMENTS; PRIVATE BILLS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 3356, to amend the Miller Act to provide for the inclusion of interest and legal fees in judgment granted on suits by subcontractors based upon payment bonds. Testimony was heard from public witnesses.

The Subcommittee also met to consider private bills.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action the following: H.R. 4310, to extend for an additional 5-year period certain provisions of title 17, United States Code, relating to the rental of sound recordings; and a clean bill to be introduced in lieu of H.R. 3152, Court Reform and Access to Justice Act of 1987.

FRAUD AMENDMENTS ACT

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 3089, Fraud Amendments Act of 1987, and related measures. Testimony was heard from the following officials of the Department of Justice: John C. Keeney, Acting Assistant Attorney General, Criminal Division, and Robert G. Urigh, U.S. Attorney, Western District of Missouri; Don Davis, Manager, Fraud Branch, Office of Criminal Investigations, U.S. Postal Service; and public witnesses.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Coast Guard and Navigation approved for full Committee action, as amended, H.R. 3918, to authorize expenditures for boating safety programs.

The Subcommittees also held a joint oversight hearing on the Sport Fish Restoration Program. Testimony was heard from Ronald Lambertson, Assistant Director, Fish and Wildlife Enhancement, Fish and Wildlife Service, Department of the Interior;

and Kenneth Mead, Associate Director, Resource, Community and Economic Development Division, GAO.

COAST GUARD AUTHORIZATION ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation approved for full Committee action, as amended, H.R. 4085, Coast Guard Authorization Act of 1988.

BUY AMERICA PROVISIONS OF THE SURFACE TRANSPORTATION ASSISTANCE ACT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the Buy America provisions of the Surface Transportation Assistance Act of 1982, and related measures. Testimony was heard from Vic Rezendes, Associate Director, Resources, Community and Economic Development Division, GAO; Alfred A. DelliBovi, Administrator, Urban Mass Transportation Administration, Department of Transportation; and public witnesses.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against specified provisions of H.R. 4567, making appropriations for energy and water development for the fiscal year ending September 30, 1989, for failure to comply with the provisions of clause 2 and 6 of Rule XXI. Testimony was heard from Representatives Bevill, Brown of California, Synar and Myers of Indiana.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Ordered reported, as amended, H.R. 4561, the Multi-Year National Aeronautics and Space Administration Authorization Act.

FOSTER CARE, CHILD WELFARE AND ADOPTION ASSISTANCE

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation and the Select Committee on Children, Youth, and Families concluded joint hearings on Foster Care, Child Welfare and Adoption Assistance. Testimony was heard from Sydney J. Olson, Assistant Secretary, Human Development Services, Department of Health and Human Services; and public witnesses.

Friday, May 13, 1988

Senate

Chamber Action

Routine Proceedings, pages 10881–11081

Measures Introduced: Eleven bills and one resolution were introduced, as follows: S. 2385–2395, and S. Res. 429.

Page 11019

Measures Reported: Reports were made as follows:

S. 2385, to amend title III of the Public Health Service Act, to revise and extend the programs of assistance for primary health care, the program of health services for the homeless, and the program for the prevention and control of sexually transmitted diseases, and for other purposes. (S. Rept. No. 100–343).

S. 1987, to amend the United States Housing Act of 1937 to establish a separate program to provide housing assistance for Indians and Alaska Natives, with an amendment in the nature of a substitute. (S. Rept. 100–344).

S. 2167, to amend the Energy Policy and Conservation Act to provide for Federal energy conservation standards for flourescent lamp ballasts with amendments. (S. Rept. No. 100–345).

Special report to accompany S. 1516, to amend the Federal Insecticide, Fungicide, and Rodenticide Act, and for other purposes. (S. Rept. No. 100–346).

Page 11018

Measures Passed:

Honoring William F. Buckley's Life: Senate agreed to S. Res. 429, declaring its abiding respect for William F. Buckley's life of unequaled service and his death of unexampled fortitude.

Page 10983

South Pacific Tuna Act: Senate passed S. 1989, to implement the Treaty on Fisheries Between the Governments of Certain Pacific Island States and the Government of the United States of America, after agreeing to the committee amendment in the nature of a substitute.

Page 11064

Merchant Marine Decorations and Medals Act: Senate passed H.R. 1430, to authorize decorations, medals, and other recognition for service in the United States Merchant Marine.

Page 11069

Trademark Law Revision Act: Senate passed S. 1883, to amend the Act entitled "An Act to provide for the registration and protection of Trademarks used in commerce, to carry out the provision of certain international conventions, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Byrd (for DeConcini) Amendment No. 2078, of a technical nature.

Page 11069

Private Relief Bill: The Committee on the Judiciary was discharged from further consideration of H.R. 1386, for the relief of Marsha D. Christopher, and the bill was then passed.

Page 11079

S. 881, Senate companion measure was indefinitely postponed.

Plastic Pollution Control Act: Senate passed S. 1986, to study, control, and reduce the pollution of acquatic environments from plastic materials, after agreeing to the following amendment proposed thereto:

Thurmond (for Chafee) Amendment No. 1976, in the nature of a substitute.

Page 11079

FBI/DEA Senior Executive Service: Senate passed H.R. 4083, to amend title 5, United States Code, to authorize the establishment of the Federal Bureau of Investigation and Drug Enforcement Administration Senior Executive Service.

Page 11081

National Defense Authorizations, 1989: Senate continued consideration of S. 2355, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on further amendments proposed thereto, as follows:

Page 10882

Adopted:

(1) Shelby-Heflin Amendment No. 2042, to authorize $1,547,000 for construction of facilities at the Army Reserve Center, Gordo, Alabama.

Page 10883

(2) Warner Amendment No. 2043, to provide that, of funds authorized for Missile Procurement, Air Force, not less than $75.6 million be provided for the Global Positioning System, and not more than $376.2 million be provided for space boosters, and of the funds authorized for RDT&E, Air Force, not more than $48.2 million be provided for the Global Positioning System.

Page 10885

(3) Murkowski modified Amendment No. 2044, to direct the Secretary of Defense and the Secretary of State to study and report to Congress on the costs and benefits of maintaining United States military bases in the Republic of the Philippines, on the costs and benefits of moving such bases to other countries, and on alternative means of funding payments to the host country of such bases.

Page 10889

(4) Metzenbaum-Glenn Amendment No. 2045, to provide for the sale or lease of Air Force Plant No. 85, located in Columbus, Ohio.

Page 10887

(5) Murkowski Amendment No. 2046, to provide that, not later than 90 days after the date of enactment of the Act, the Secretary of Defense shall prepare and transmit to the Congress a review of current and planned Defense assets that might be utilized to reduce and prevent unlawful foreign fishing in the U.S. Exclusive Economic Zone.

Page 10888

(6) Dixon Amendment No. 2047, to provide that the Secretary of the Army may not select a second source for production of the 155-millimeter M864 ammunition base bleed burn assemblies program until the program enters full-rate production and the Secretary reports to the Committees on Armed Services of the Senate and House of Representatives the acquisition plan of the Secretary for the establishment of a second source for the program.

Page 10888

(7) Dixon (for Bingaman) Amendment No. 2048, to allow the Under Secretary of Defense for Acquisition limited authority to delegate routine responsibility on major acquisition policy matters.

Page 10889

(8) Gramm Amendment No. 2050, to prohibit arms sales to Saudi Arabia or any other nation that has procured CSS–2 Chinese-made missiles, unless the President certifies that such nation does not have chemical, biological, or nuclear warheads for its CSS–2 missiles.

Page 10896

(9) McCain-Dole Amendment No. 2052, to require a report of the amount and nature of Japanese Overseas Development Assistance by recipient, including distinguishing between grant aid, loans and credits, and expressing the sense of Congress regarding discussions on, Japanese contributions to the indivisible security of the leading industrialized democracies.

Page 10918

(10) Bumpers Amendment No. 2053, urging the President to ensure that any military base closing commission (1) take into account the total economic cost to the country as a whole, and not just to the Department of Defense or to the Federal Government, in making decisions concerning the closing or functional realignment of any military installations, and (2) is appropriately briefed on the basing requirements and basing implications of compartmented programs, popularly known as "black" programs, within the Executive Branch before issuing any report recommending the closing or functional realignment of any military installations.

Pages 10919, 10930

(11) Quayle-Wilson Amendment No. 2054, to express the sense of the Senate that (1) the Secretary of Defense should file as soon as possible but not later than July 30, 1988 a report specifying personnel requirements to implement the Missile Technology Control Regime Policy that was concluded by the United States and six other countries in April 1987 to control the proliferation of missiles capable of delivering nuclear weapons; and (2) that Department of Defense personnel deficiencies which prevent effective performance of missile technology control

responsibilities be rectified as soon as possible, using temporary duty assignments if deemed necessary.

Page 10920

(12) Dixon (for Adams and Evans) Amendment No. 2055, to authorize the use unobligated balances for specific defense waste activities at Hanford, Washington.

Page 10920

(13) Humphrey Amendment No. 2057, to amend section 1072 of title 10, United States Code, to make eligible for medical care under chapter 55 of such title the child of an unmarried legitimate child of a member of the uniformed services.

Page 10923

(14) Humphrey-Dixon Amendment No. 2058, to provide that, not later than 90 days after the date of enactment of the Act, the Secretary of Defense shall ensure that the Secretaries of the military departments have issued uniform regulations pursuant to section 814 of title 10, United States Code, to provide for the delivery of members of the armed forces to civilian authority when such members have been accused of offenses against civil authority.

Page 10923

(15) Dixon modification of Heinz Amendment No. 2027, to amend the provision (Sec. 904) limiting the obligation unauthorized defense funds.

Page 10921

(16) Pryor Amendment No. 2060, to impose certain conditions on the expenditure of funds for the Bigeye bomb.

Page 10931

(17) Metzenbaum Amendment No. 2062, to place conditions on the sale or other transfer of F-15 aircraft to Saudi Arabia.

Page 10935

(18) Dixon (for Nickles and Boren) Amendment No. 2063, to provide funding for medical facilities for Fort Sill, Oklahoma and Seoul, South Korea.

Page 10936

(19) McClure Amendment No. 2064, to provide for enforcement of the Final Act of the Conference on Security and Cooperation in Europe (the Helsinki Final Act).

Page 10937

(20) Byrd-Dole Amendment No. 2065, to provide for analysis of alternative strategic nuclear force postures for the United States under a potential START Treaty.

Page 10940

(21) By 83 yeas to 6 nays (Vote No. 139), Wilson Amendment No. 2069, relating to the use of the Department of Defense and its resources for drug interdiction assistance.

Page 10952

(22) Melcher (for Durenberger) Amendment No. 2072, to limit the authority of the Secretary of the Air Force to change the alert status of any Air National Guard unit in the strategic air defense mission in the northern portion of the United States or to change the units assigned to perform that mission.

Page 10983

(23) Dole Amendment No. 2073, to express the sense of the Senate that it should be the position of the United States that in START no restrictions shall be established on current or future non-nuclear cruise missiles.

Page 10986

(24) Nunn (for Specter) Amendment No. 2074, to authorize funds for the procurement of the Tactical Army Combat Computer System.

Page 10987

(25) Nunn (for Harkin) Amendment No. 2075, to require a study and report relating to the use of disposable plastic items by the Department of Defense.

Page 10987

(26) Nunn (for Roth) Amendment No. 2076, to strengthen conflict of interest regulations relating to the submission of offers in connection with Department of Defense contracts by officers and employees of the Federal Government and business concerns and other organizations owned by such officers and employees.

Page 10988

(27) Nunn (for Kennedy) Amendment No. 2077, to require the Secretary of the Navy to report to Congress on the capabilities of the Navy to carry out missions requiring the use of small patrol boats.

Page 10989

Rejected:

(1) Kennedy-Levin Amendment No. 2049, to require two aircraft carriers to be decommissioned in order to maintain the current level of 14 deployable aircraft carriers. (By 56 yeas to 37 nays (Vote No. 135), Senate tabled the amendment.)

Pages 10890, 10898, 10911

(2) Wallop-Dole Amendment No. 2051, to provide $100 million for the purpose of deploying an accidental launch protection system (ALPS). (By 56 yeas to 37 nays (Vote No. 136), Senate tabled the amendment.)

Page 10898

(3) Levin Amendment No. 2056, to reduce the amount authorized for the Strategic Defense Initiative and to increase the amounts authorized for certain conventional defense programs. (By 51 yeas to 43 nays (Vote No. 137), Senate tabled the amendment.)

Pages 10922, 10924

(4) Gramm Amendment No. 2066, to repeal the requirement relating to purchasing of anthracite coal in fiscal year 1988. (Amendment was ruled as not in order.)

Page 10944

(5) Gramm Amendment No. 2067, in the nature of a substitute for certain portions of Part B of Title IX of Division A of the bill relating to the purchase of anthracite coal. (By 53 yeas to 37 nays (Vote No. 138), Senate tabled the amendment.)

Page 10945

(6) Byrd Amendment No. 2068 (to Amendment No. 2067), to restrict conversion of United States military installations in the Federal Republic of Germany to district, direct natural gas, and other hearing systems. (The amendment fell when Amendment No. 2067 was tabled.)

Pages 10950, 10969

Withdrawn:

(1) Grassley Amendment No. 2059, to limit allowable costs of contractors incurred in certain proceedings.

Pages 10930, 10932, 10934

(2) Levin Amendment No. 2061 (to Amendment No. 2059), of a perfecting nature. (Amendment fell when Amendment No. 2059 was withdrawn.)

Page 10934

Pending:

D'Amato Amendment No. 2070, to provide for the imposition of the death penalty for drug-related killings.

Page 10977

D'Amato Amendment No. 2071 (to Amendment No. 2070), to provide additional protections for law enforcement officials.

Page 10981

A further unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed.

Page 11081

Senate will continue consideration of the bill and amendments proposed thereto on Monday, May 16.

Appointments by the Presiding Officer:

Board of Visitors of the U.S. Merchant Marine Academy: The Chair, on behalf of the Vice President, pursuant to 46 U.S.C. 1295b(h), appointed the following Senators to the Board of Visitors of the U.S. Merchant Marine Academy: Hollings and Stevens (from the Committee on Commerce, Science and Transportation), and Moynihan (At Large).

Page 10997

Board of Visitors of the U.S. Coast Guard Academy: The Chair, on behalf of the Vice President, pursuant to 14 U.S.C. 194(a), appointed the following Senators to the Board of Visitors of the U.S. Coast Guard Academy: Breaux and Packwood (from the Committee on Commerce, Science and Transportation), and Dodd (At Large).

Page 10997

Delegation to the North Atlantic Assembly Spring Meeting: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 1928a–1928d, as amended, appointed the following Senators as Members of the Senate Delegation to the North Atlantic Assembly Spring Meeting, to be held in Madeira, Portugal, May 26–30, 1988: Senators Adams (Chairman), Packwood, McClure, Heflin, Specter, Murkowski, Trible, and Fowler.

Page 10997

Measures Ordered Placed on Calendar: **Page 11016**

Petitions and Memorials: **Page 11016**

Communications: **Page 11016**

Statements on Introduced Bills: **Page 11019**

Amendments Submitted: **Page 11031**

Additional Cosponsors: **Page 11030**

Authority for Committees: **Page 11046**

Notices of Hearings: **Page 11046**

Additional Statements: **Page 11049**

Record Votes: Five record votes were taken today. (Total—139)

Pages 10917, 10928, 10972, 10974

Recess: Senate convened at 8:30 a.m. and recessed at 9:03 p.m., until 10 a.m., on Monday, May 16, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 11081.)

Committee Meetings

SUBCOMMITTEE ALLOCATIONS

Committee on Appropriations: Committee completed its review of subcommittee allocations of budget outlays and new budget authority allocated to the committee in H. Con. Res. 268, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990, and 1991, and agreed to report to the Senate under the provisions of 302(b)(1), as amended, of the Congressional Budget Act of 1974.

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Gordon A. Smith, of Maryland, to be Assistant Secretary of Defense for Command, Control Communications, and Intelligence, and Michael P.W. Stone, of California, to be Under Secretary of the Army, after the nominees testified and answered questions in their own behalf.

SOCIAL SECURITY TRUST FUNDS

Committee on Finance: Subcommittee on Social Security and Family Policy held hearings on the long-term financial status of Social Security trust funds, receiving testimony from Dorcas R. Hardy, Commissioner, and Harry Ballantyne, Chief Actuary, both of the Social Security Administration; William L. Roper, Administrator, Health Care Financing Administration, and Guy King, Chief Actuary, both of the Department of Health and Human Services; Janet L. Noorwood, Commissioner, Bureau of Labor Statistics, Department of Labor; David M. Walker, Assistant Secretary of Labor for Pension and Welfare Benefits Administration; William P. Butz, Associate Director for Demographic Programs, Bureau of the Census, Department of Commerce; Paul N. Van de Water, Chief, Projections Unit, Budget Analysis Division, Congressional Budget Office; and Ben J. Wattenberg, American Enterprise Institute for Public Policy Research.

Hearings continue on Friday, May 20.

U.S. FORCES IN THE PERSIAN GULF

Committee on Foreign Relations: Committee met to discuss S.J. Res. 305, to provide specific authorization under the War Powers Resolution for the continued use of U.S. Armed Forces in the Persian Gulf, consistent with the foreign policy objectives and national security interests of the United States.

Committee recessed subject to call.

REGULATORY REFORM

Committee on Governmental Affairs: Committee held hearings on S. 1504, to facilitate regulatory negotiation and other procedures to enhance the quality of regulations and foster communication between agencies and those affected by regulations, receiving testimony from Marshall J. Breger, Administrator, and David Pritzker, Attorney At Law, both of the Administrative Conference of the United States; Thomas E. Kelley, Director, Office of Standards and Regulations, Office of Policy, Planning, and Evaluation, and Chris Kirtz, Director, Regulatory Negotiation Project, both of the Environmental Protection Agency; David D. Doniger, Natural Resources Defense Council, David F. Zoll, Chemical Manufacturers Association, and Philip J. Harter, all of Washington, D.C.; and Kelley Brown, Ford Motor Company, Dearborn, Michigan.

Hearings were recessed subject to call.

AUTHORIZATIONS—CRIMINAL AND JUVENILE JUSTICE AGENCIES

Committee on the Judiciary: Committee concluded hearings on S. 1250, authorizing funds for fiscal years 1988 through 1992 to provide assistance to State and local criminal and juvenile justice agencies, after receiving testimony from Alabama Chief Justice, C.C. Torbert, Jr., Chairman, Board of Directors, and Dave Tevelin, Executive Director, both of the State Justice Institute; Virginia Chief Justice Harry L. Carrico, First Vice President, Conference of Chief Justices; Alabama Assistant Attorney General Tom Sorrells, Montgomery; Chief Kater W. Williams, Dothan Police Department, Dothan, Alabama; Sheriff Tom Purvis, Mobile County Sheriff Department, Mobile, Alabama; Chief Tim Byrd, Enterprise Police Department, Enterprise, Alabama; and Monica J. Benton, National District Attorneys Association, Alexandria, Virginia.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered the following business items favorably reported:

S. 555, to provide for Federal regulations of gaming activities on Indian lands, with an amendment in the nature of a substitute; and

The following named persons to be Members of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development: Ted Risingsun, of Montana, Gail Bird, of New Mexico, Edith C. Crutcher, of Kansas, Roy M. Huhndorf, of Alaska, James C. Jennings, of Virginia, William S. Johnson, of the District of Columbia, Duane H. King, of Oklahoma, Alfred H. Qoyawayma, of Arizona, Beatrice R. Sanchez, of Michigan, James D. Santini, of Nevada, and Irving J. Toody, of Arizona.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 4602–4604; and 1 resolution, H.J. Res. 569, were introduced.
Page 10879

Bills Reported: Reports were filed as follows:

H.R. 3651, to prohibit exports of military equipment to countries supporting international terrorism, amended (H. Rept. 100–623); and

H.R. 4210, reauthorizing title II of the Marine Protection, Research, and Sanctuaries Act of 1972 (H. Rept. 100–624).
Page 10879

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.
Page 10879

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 11:04 a.m.

Committee Meetings

No Committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆

Monday, May 16, 1988

Senate

Chamber Action

Routine Proceedings, pages 11084–11185

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 2396–2403, and S.J. Res. 319.
Page 11168

Measures Passed:

SSG. Charles F. Prevedel Building: Senate passed S. 1476, to designate the Federal Record Center at 9700 Page Boulevard, Overland, Missouri, as the "SSG. Charles F. Prevedel Building."
Page 11184

Bob Sikes Visitor Center: Senate passed S. 1736, to designate the Federal Building located at 1801 Gulf Breeze Parkway, Gulf Breeze, Florida, as the "Bob Sikes Visitor Center," after agreeing to an amendment proposed thereto, as follows:

Byrd (for Metzenbaum and Glenn) Amendment No. 2095, to provide that, upon the request of the Ohio Turnpike Commission and the State of Ohio, the Secretary shall (1) enter into an agreement providing that toll revenues from operation of the tolled Ohio Turnpike facility will be used only on such facility for construction and reconstruction costs and for costs necessary for the proper operation and debt service of such facility, and (2) void Agreement No. 1264, dated July 14, 1964, entered into with said Commission and the State of Ohio with respect to such facility.

Page 11185

National Defense Authorizations, 1989: Senate resumed consideration of S. 2355, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on further amendments proposed thereto, as follows:

Page 11085

Adopted:

(1) Stevens Amendment No. 2079, to provide that (1) not later than 120 days after the date of the enactment of the Act, the Secretary of Defense shall prescribe guidelines which provide that a fixed-price contract should be awarded in the case of a development program conducted by the Department of Defense only when the level of program risk permits realistic pricing, and the use of a fixed-price contract permits an equitable and sensible allocation of program risk between the United States and the contractor; and (2) the Secretary of a military department and the head of a Defense Agency may not award a firm fixed-price contract in excess of $10 million for the development of a major system or a subsystem of a major system unless the Under Secretary of Defense for Acquisition determines and states in writing that the award of such contract is consistent with certain specified criteria.

Page 11086

(2) Stevens Amendment No. 2080, to require the Secretary of Defense to determine whether the allowability of foreign selling costs under Department of Defense contracts will result in cost advantages for the United States.

Page 11087

(3) Warner Amendment No. 2081, to make a contract goal for minorities applicable to printing, binding, and related services required by the Department of Defense.

Page 11089

(4) Helms Amendment No. 2083, to express the sense of the Congress that the President should, without further delay, propose an early date to conduct a five-year review of the ABM Treaty, and immediately thereafter inform the Congress of the results of the review.

Page 11100

(5) Helms Amendment No. 2084, to urge economic sanctions against the Communist regime in power in Ethiopia.

Page 11110

(6) Domenici-Bingaman Amendment No. 2087, to provide that, not later than June 30, 1989, the President shall submit a report to the Congress which includes a review of the relationship of the arms control objectives of the United States with the responsiveness of research and development of monitoring systems for weapons verification.

Page 11141

(7) Chiles Amendment No. 2089, to create a Commission on Alternative Utilization of Military Facilities to identify space on active and non-active military facilities to be used as Federal correctional facilities and residential drug treatment facilities.

Page 11145

(8) Garn Amendment No. 2091, to authorize additional funds for the product evaluation activity for fiscal year 1989.

Page 11152

(9) Exon (for Kennedy and Glenn) Amendment No. 2092, to prohibit expenditures for site preparation for the Special Isotope Separation Project before March 1, 1989.

Page 11157

(10) Cohen Amendment No. 2093, to provide funds for the procurement of one DDG–51 class destroyer by the Navy.

Page 11159

Rejected:

(1) Johnston-Breaux Amendment No. 2082, to provide that the Secretary of the Navy may not limit competition for the shipbuilding portion of the DDG–51 destroyer program in fiscal year 1989 to the two shipyard contractors to which the competition is limited on the date of the enactment of the Act, unless the Secretary certifies to Congress that the limitation of such competition to such contractors (i) will result in a lower total cost to the United States for the program than would result from including other shipyard contractors in the competition; and (ii) is necessary to meet the cost, schedule, or performance requirements of the Navy determined by the Secretary, and that such certification may not be issued until after the bids for such competition are received. (By 63 yeas to 24 nays (Vote No. 140), Senate tabled the amendment.)

Page 11089

(2) Helms Amendment No. 2086, to prohibit the expenditure of funds for implementation of the United States-U.S.S.R. Afghan agreement until the President has submitted such agreement to the Senate for its advice and consent. (By 63 yeas to 30 nays (Vote No. 141), Senate tabled the amendment.)

Page 11119

Withdrawn:

(1) Bumpers Amendment No. 2088, to limit the operational deployment of certain strategic offensive nuclear weapons systems and launchers.

Page 11142

(2) Murkowski Amendment No. 2090, to express the sense of the Congress that Kuwait should make greater efforts to bear its proportionate share of the costs of protecting commercial shipping in the Persian Gulf.

Page 11147

Pending:

(1) Helms modified Amendment No. 2085, to provide that no funds shall be obligated or expended for assistance to the Panamanian Defense Force unless and until the President has certified to Congress that no armed forces of the Soviet Union, Cuba, or Nicaragua are present in the Republic of Panama and that Gen. Manuel Noriega has been removed as Commander of the Panamanian Defense Force, barred from all offices and authority, and prohibited from designating or appointing his successor; that nothing shall prohibit the President from obligating or expending any funds necessary for the defense of the Panama Canal or for the maintenance of United States armed forces or interests in Panama; and requiring that the President shall provide a detailed report to Congress regarding the situation.

Page 11114

A unanimous-consent agreement was reached providing for further consideration of the amendment on Tuesday, May 17, with a rollcall vote to occur thereon at 9:30 a.m.

Page 11156

(2) D'Amato Amendment No. 2070, to provide for the imposition of the death penalty for drug-related killings. (By 27 yeas to 68 nays (Vote No. 142), Senate failed to table the amendment.)

Pages 11086, 11127

(3) D'Amato Amendment No. 2071 (to Amendment No. 2070), of a perfecting nature, to provide additional protections for law enforcement officials.

Pages 11086, 11127

(4) Dole Amendment No. 2094, to express the sense of the Congress that the United States should not make any arrangements with Panamanian strongman Noriega which involve dropping of any Federal drug-related indictments against Noriega.

Page 11159

A further unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments proposed thereto.

Page 11185

Nominations Received: Senate received the following nominations:

John Thomas McCarthy, of New York, to be Ambassador to the Republic of Lebanon.

Edward P. Djerejian, of Maryland, to be Ambassador to the Syrian Arab Republic.

A. Allan Wallis, of New York, to be United States Alternate Governor of the International Bank for Reconstruction and Development.

David S.C. Chu, of the District of Columbia, to be an Assistant Secretary of Defense.

Kenneth P. Bergquist, of Virginia, to be an Assistant Secretary of the Navy.

Routine lists of Air Force, Navy, and Marine Corps nominations.

Page 11186

Measures Ordered Placed on Calendar: **Page 11167**

Communications: **Page 11167**

Statements on Introduced Bills: **Page 11167**

Amendments Submitted: **Page 11174**

Additional Cosponsors: **Page 11173**

Authority for Committees: **Page 11177**

Notices of Hearings: **Page 11177**

Additional Statements: **Page 11178**

Record Votes: Three record votes were taken today. (Total—142)

Pages 11100, 11127, 11140

Recess: Senate convened at 10 a.m., and recessed at 9:44 p.m., until 9 a.m., on Tuesday, May 17, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 11185.)

Committee Meetings

APPROPRIATIONS—TVA

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1989 for the Tennessee Valley Authority, receiving testimony from Marvin Runyon, Chairman, Tennessee Valley Authority.

Subcommittee recessed subject to call.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Finance: Committee resumed consideration of the U.S.-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada, but did not complete action thereon, and will meet again on Wednesday, May 18.

INF TREATY

Committee on Foreign Relations: Committee held open and closed hearings on the current status of U.S.-Soviet discussions on the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles

(Treaty Doc. 100–11), pending on Senate Executive Calendar, receiving testimony from George P. Shultz, Secretary of State; and Maynard Glitman, INF Negotiator, Department of State.

Committee recessed subject to call.

U.S. POSTAL SERVICE

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office, and Civil Service concluded oversight hearings on activities of the U.S. Postal Service, after receiving testimony from Janet D. Steiger, Chairman, Postal Rate Commission; and L. Nye Stevens, Senior Associate Director, General Government Division, Willis L. Elmore, Group Director, and Leonard Hogland, Evaluator, all of the General Accounting Office.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of William H. Erickson, to be U.S. District Judge for the District of Colorado, Simeon T. Lake III, to be U.S. District Judge for the Southern District of Texas, Richard A. Schell, to be U.S. District Judge for the Eastern District of Texas, and William G. Cambridge, to be U.S. District Judge for the District of Nebraska, after the nominees testified and answered questions in their own behalf. Mr. Erickson was introduced by Senators Armstrong and Wirth, Mr. Lake and Mr. Schell were introduced by Senators Bentsen and Gramm, and Mr. Cambridge was introduced by Senators Exon and Karnes, and Representative Virginia Smith.

INF TREATY

Select Committee on Intelligence: Committee held closed hearings in conjunction with the Committee on Armed Services and the Committee on Foreign Relations on matters relating to the Treaty Between the United States and the U.S.S.R. on the Elimination of Intermediate-Range and Shorter-Range Missiles (Treaty Doc. 100–11), pending on Senate Executive Calendar, receiving testimony from Maynard Glitman, INF Negotiator, Department of State; and Max M. Kampelman, Head of Delegation and Defense and Space Negotiator, Office of Negotiations on Nuclear and Space Arms with the Soviet Union, Department of State.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, May 17.

Committee Meetings

U.S. STRATEGIC FORCES AND THE STRATEGIC ARMS REDUCTION TALKS

Committee on Armed Services: Defense Policy Panel held a hearing on U.S. Strategic Forces and the Strategic Arms Reduction Talks. Testimony was heard from James R. Schlesinger, former Secretary of Defense.

The Panel also met in executive session on this subject. Testimony was heard from Larry K. Gershwin, National Intelligence Officer for Strategic Programs.

Hearings continue tomorrow.

CONSUMER PRODUCTS SAFE TESTING ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 1635, Consumer Products Safe Testing Act. Testimony was heard from Representative Boxer; John A Moore, Assistant Administrator, Pesticides and Toxic Substances, EPA; Dr. David R. Rall, Director, National Institute for Environmental Health Sciences, NIH, Department of Health and Human Services; and public witnesses.

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Tuesday, May 17, 1988

Senate

Chamber Action

Routine Proceedings, pages 11192–11255

Measures Introduced: Three bills were introduced, as follows: S. 2404–2406.

Page 11248

National Defense Authorizations, 1989: Senate continued consideration of S. 2355, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, taking action on further amendments proposed thereto, as follows:

Pages 11193, 11217

Adopted:

(1) Warner Amendment No. 2096, of a technical nature.

Page 11194

(2) Nunn Amendment No. 2097 (to Amendment No. 2027, previously agreed to), relating to the purchase of American products.

Page 11194

(3) By unanimous vote of 95 yeas (Vote No. 143), Helms modified Amendment No. 2085, to provide that no funds shall be obligated or expended for assistance to the Panamanian Defense Force unless and until the President has certified to Congress that no armed forces of the Soviet Union, Cuba, or Nicaragua are present in the Republic of Panama and that Gen. Manuel Noriega has been removed as Commander of the Panamanian Defense Force, barred from all offices and authority, and prohibited from designating or appointing his successor; that nothing shall prohibit the President from obligating or expending any funds necessary for the defense of the Panama Canal or for the maintenance of United States armed forces or interests in Panama; and requiring that the President shall provide a detailed report to Congress regarding the situation.

Page 11193

(4) By 86 yeas to 10 nays (Vote No. 144), Dole Amendment No. 2094, to express the sense of the Congress that the United States should not make any arrangements with Panamanian strongman Noriega which involve dropping of any Federal drug-related indictments against Noriega.

Pages 11193, 11199

(5) Warner Amendment No. 2098, to express the sense of the Senate that (1) modernization of NATO's theater nuclear capabilities following ratification of the INF Treaty is essential to the deterrence strategy of the Alliance, (2) continued U.S. modernization of its theater nuclear capabilities should be undertaken in close consultation with our NATO Allies, and (3) the United States should proceed with ongoing activities for satisfying the identified Alliance requirement for a Follow-on to Lance (as amended below).

Page 11200

(6) Warner Amendment No. 2099 (to Amendment No. 2098), in the nature of a substitute.

Page 11203

Pending:

(1) D'Amato Amendment No. 2070, to provide for the imposition of the death penalty for drug related killings.

(2) D'Amato Amendment No. 2071 (to Amendment No. 2070), of a perfecting nature, to provide additional protections for law enforcement officials.

Page 11193

Senate may continue consideration of the bill and pending amendments thereto, on Wednesday, May 18.

The INF Treaty: Senate began consideration of Treaty Doc. No. 100–11, Treaty Between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Intermediate-Range and Short-Range Missiles, with a condition.

Page 11223

Senate will continue consideration of the treaty on Wednesday, May 18.

Nominations Received: Senate received the following nomination:

Herbert J. Hutton, to be United States District Judge for the Eastern District of Pennsylvania.

Page 11255

Messages from the House: **Page 11248**

Measures Referred: **Page 11248**

Communications: **Page 11248**

Statements on Introduced Bills: **Page 11248**

Amendments Submitted: **Page 11252**

Additional Cosponsors: **Page 11251**

Authority for Committees: **Page 11254**

Notices of Hearings: **Page 11253**

Additional Statements: **Page 11254**

Record Votes: Two record votes were taken today. (Total—144)

Pages 11198, 11205

Adjournment: Senate convened at 9 a.m., and adjourned at 5:47 p.m., until 9:45 a.m., on Wednesday, May 18, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 11254.)

Committee Meetings

WHEAT SUPPLY

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production and Stabilization of Prices held hearings on the wheat supply situation, focusing on current stocks and production estimates for the upcoming harvest season and to discuss the wheat export situation and programs to expand wheat sales overseas, receiving testimony from Thomas O. Kay, Administrator, Forest Agriculture Service, and Milton Hertz, Administrator, and Bruce R. Weber, Group Leader for Food Grains, both of the Agriculture Stabilization and Conservation Service, all of the Department of Agriculture: and Duane Acker, Assistant to the Administrator for Food and Agriculture, and Jeanne Markunas, Chief of Program Operations Division, Office of Food for Peace FVA, both of the Agency for International Development, Department of State.

Hearings continue on Wednesday, May 25.

U.S. GRAIN STANDARDS ACT AMENDMENTS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agriculture Research and General Legislation approved for full committee consideration, with amendments, S. 2337, to extend through

September 30, 1993, the authority contained in section 155 of the Omnibus Budget Reconciliation Act of 1981 and P.L. 98-469, to charge and collect inspection and weight fees.

APPROPRIATIONS—DEPARTMENT OF DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1989 for the Department of Defense, focusing on the Strategic Defense Initiative program, receiving testimony from Harold Brown, Johns Hopkins Foreign Policy Institute, School of Advanced International Studies, and former Secretary of Defense.

Subcommittee will meet again on Thursday, May 26.

APPROPRIATIONS—BILATERAL ECONOMIC ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1989 for bilateral economic assistance programs, receiving testimony from Loret Miller Ruppe, Director, Peace Corps; Leonard H. Robinson, Jr., President, African Development Foundation; and Deborah Szekely, President, Inter-American Foundation.

Subcommittee will meet again on Thursday, May 26.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, receiving testimony from Senators Durenberger and Heinz.

Hearings continue tomorrow.

EXPENDABLE LAUNCH VEHICLE LIABILITY

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to examine liability issues in the commercial expendable launch industry, after receiving testimony from Maj. Gen. Thomas S. Moorman, Jr., Director, Space Division, U.S. Air Force; Courtney A. Stadd, Director, Office of Commercial Space Transportation, Department of Transportation; Edward A Frankel, Deputy General Counsel, National Aeronautics and Space Administration; Roger Chamberlain, Martin Marietta Commercial Titans, Inc., Englewood, California; John F. Yardley, McDonnell Douglas Astronautics, St. Louis, Missouri; Eugene Kadar, Conatec, Inc., Glendale, Maryland; Robert E. Berry, Ford Aerospace Corporation, Palo Alto, California; and Donald G. Kenny, Alexander and Alexander, Inc., New York, New York.

GROUNDWATER RESEARCH

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure and Subcommittee on Hazardous Wastes and Toxic Substances resumed joint hearings to review State programs for groundwater protection, receiving testimony from Senator Bradley; Representative Gejdenson; Eleanor Chemlimsky, Director, Program Evaluation and Methodology, General Accounting Office; Thomas Jorling, New York State Department of Environmental Conservation, Albany; Raymond Avendt, on behalf of the Water Pollution Control Federation, Alexandria, Virginia; Patrick Brezonik, University of Minnesota, Minneapolis; Gerald Groenewold, University of North Dakota, Grand Forks; and Roy Rauschkolb, University of Arizona, Tucson.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nomination of Robert S. Gelbard, of Washington, to be Ambassador to the Republic of Bolivia, after the nominee testified and answered further questions in his own behalf.

Also, the committee began hearings on the nomination of William G. Walker, of California, to be Ambassador to the Republic of El Salvador, where the nominee testified and answered questions in his own behalf.

Hearings were recessed subject to call.

AUTHORIZATIONS—DEPARTMENT OF JUSTICE

Committee on the Judiciary: Committee resumed hearings on proposed legislation authorizing funds for the Department of Justice, receiving testimony in behalf of funds for the Federal Bureau of Investigation from William S. Sessions, Director, and John D. Glover, Executive Assistant Director of Administration, both of the Federal Bureau of Investigations, Department of Justice.

Hearings continue on Friday, May 20.

SENATE RULES/CONFERENCE REPORTS

Committee on Rules and Administration: Committee concluded hearings on S. Res. 260, to amend the Rules of the Senate to revise current committee structure and designations, and S. 1835, to establish a procedure for consideration of conference reports on a bill or joint resolution making continuing appropriations for a period of 30 days or more, after receiving testimony from Senators Kassebaum, Evans, Bentsen, Chiles, and Domenici.

BUSINESS MEETING

Committee on Small Business: Committee ordered the following measures favorably reported:

S. 1993, to improve the growth and development of small business concerns owned and controlled by socially and economically disadvantaged individuals, with amendments;

An original bill authorizing funds for fiscal year 1989 for the Small Business Administration; and

H.R. 1807, to set forth specified small business eligibility requirements with respect to the Small Business Administration's small business and capital ownership development program and the award of Government procurement contracts under the Small Business set-aside program.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 4605–4621; 6 private bills, H.R. 4622–4627; and 7 resolutions, H.J. Res. 570 and 571, H. Con. Res. 302 and 303, and H. Res. 448–450 were introduced.

Page 11337

Bills Reported: Reports were filed as follows:

H. Res. 448, providing for the consideration of H.R. 3146, to clarify certain restrictions on distribution of advertisements and other information concerning lotteries and similar activities (H. Rept. 100–625);

H. Res. 449, waiving certain points of order against consideration of H.R. 4586 making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1989 (H. Rept. 100–626); and

H.R. 4379, to amend the Immigration and Nationality Act to provide aliens who are nationals of certain foreign states in crises authorization to remain temporarily in the United States, amended (H. Rept. 100–627).

Page 11337

Private Calendar: Agreed to dispense with the call of the Private Calendar today.

Page 11257

Subcommittee To Sit: Subcommittee on Criminal Justice of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule this week.

Page 11259

Energy and Water Appropriations: By a recorded vote of 384 ayes to 20 noes, Roll No. 133, the House passed H.R. 4567, making appropriations for energy and water development for the fiscal year ending September 30, 1989.

Page 11265

Agreed to:

The Berman amendment that provides for the spending of authorized funds specifically for restoration of the lake at Hansen Dam, California;

Page 11282

The Brown of California amendment that redistributes $20 million from the Department of Energy's space and defense power systems to solar and renewable energy resource programs; and

Page 11299

The Walker amendment that prohibits Federal funds from being expended in any workplace that is not free of illegal possession of or use of controlled substances when this fact is made known to the Departments and Agencies covered by the provisions of the bill (agreed to by a recorded vote of 273 ayes to 127 noes, Roll No. 132).

Page 11306

Rejected the Gejdenson amendment that sought to cut $10 million appropriated for the Bureau of Reclamation's funding to acquire rights-of-way and begin construction of the Davis Creek Dam in Nebraska (rejected by a recorded vote of 161 ayes to 243 noes, Roll No. 131).

Page 11286

A point of order was sustained that strikes language including appeal of administrative decisions to the courts from provisions providing that none of the funds appropriated be used to pay intervenors in regulatory of adjudicatory proceedings.

Page 11305

H. Res. 447, the rule which waived certain points of order against the bill, was agreed to earlier by a voice vote.

Page 11264

Suspensions: House voted to suspend the rules and pass the following measures:

Turkish-Greek summit meetings: H. Con. Res. 274, commending Prime Minister Ozal of Turkey and Prime Minister Papandreou of Greece for their statesmanship in initiating their current dialogue; and

Page 11311

International organizations immunities: H.R. 4162, to make the International Organizations Immunities Act applicable to the Organization of Eastern Caribbean States.

Page 11332

Soviet Christians: House completed all debate on the motion to suspend the rules and agree to H. Con. Res. 223, amended, expressing the sense of Congress that in 1988 in celebration of the millenium of the Christianization of Kievan-Rus' the Soviet Union should proclaim a general amnesty for imprisoned Christians and allow Christians to practice their faith within their churches and homes, on which a vote was postponed until Wednesday, May 18.

Page 11313

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 11336

Quorum Calls—Votes: Three recorded votes developed during the proceedings of the House today and appear on pages 11297, 11308, 11309. There were no quorum calls.

Adjournment: Met at noon and adjourned at 6:45 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to begin markup of the Department of Defense appropriation bill for fiscal year 1989.

Will continue tomorrow.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on Public Education System and on Human Support Service. Testimony was heard from the following officials of the District of Columbia: Linda W. Cropp, President, Board of Education; H.R. Crawford, Chairman, Human Support Service; John Dandridge, Jr., Executive Director, General Hospital; William B. Johnson, Director, Department of Recreation; Col. Andrew D. Perkins, Jr., U.S. Property and Fiscal Officer, National Guard; Arlene Gillespie, Director, Office of Latino Affairs; and Lillian Long, Chairperson, Commission for Women.

U.S.-SOVIET RELATIONS AND IMPACTS ON DEFENSE BURDENSHARING

Committee on Armed Services: Defense Burdensharing Panel held a hearing on the future of U.S.-Soviet relations and possible impacts on defense burdensharing. Testimony was heard from Jeanne Kirkpatrick, former U.S. Ambassador to the United Nations; and public witnesses.

U.S. STRATEGIC FORCES AND THE STRATEGIC ARMS REDUCTION TALKS

Committee on Armed Services: Defense Policy Panel concluded hearings on U.S. Strategic Forces and the Strategic Arms Reduction Talks. Testimony was heard from Kenneth Adelman, former Director, U.S. Arms Control and Disarmament Agency; Harold Brown, former Secretary of Defense; Robert C. McFarlane, former Assistant to the President, National Security Affairs; and public witnesses.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from the following former Presidents of the National Defense University: VAdm. Marmaduke G. Bayne, USN (Ret.); Lt. Gen. Richard D. Lawrence, USA (Ret.); and Lt. Gen. John S. Pustay, USAF (Ret.).

Hearings continue May 19.

SECURITIES FUTURES MARKET CREDIT PROTECTION ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on H.R. 3597, Securities Futures Market Credit Protection Act. Testimony was heard from public witnesses.

INTERNATIONAL ENERGY AGENCY EXTENSION

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on H.R. 4604, to extend the expiration date of title II of the Energy Policy and Conservation Act. Testimony was heard from William F. Martin, Deputy Secretary of Energy; Ann Hollick, Director, Office of Energy, Department of State; and Allan Mendelwitz, Senior Associate Director, National Security and International Affairs Division, Trade, Energy and Finance.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the following bills: H.R. 4503, amended, Community and Migrant Health Centers Amendments of 1988; H.R. 4352, amended, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless; a clean bill to be introduced in lieu of H.R. 2595, Medical Device Improvements Act of 1987; and H.R. 3133, amended, Trauma Care and Emergency Medical Services Planning and Development Act of 1987.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on equal employment opportunity hiring and promotion practices affecting minorities in the broadcast, cable and telecommunications industries. Testimony was heard from Dennis R. Patrick, Chairman, FTC; Clarence Thomas, Chairman, Equal Employment Opportunity Commission; Jerry Blakemore, Director, Office of Federal Contract Compliance Programs, Department of Labor; and public witnesses.

PROSPECTS FOR DEMOCRACY IN CHILE

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on Western Hemisphere Affairs continued joint hearings on U.S. Policy, Human Rights and the Prospects for Democracy in Chile (Part II). Testimony was heard from Richard Schifter, Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs, Department of State; and public witnesses.

INSPECTOR GENERAL ACT AMENDMENTS; DRAFT REPORTS

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action amended H.R. 4054, Inspector General Act Amendments of 1988.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative Gejdenson; Milton J. Socolar, Special Assistant to the Comptroller General, GAO; Joseph R. Wright, Jr., Deputy Director, Office of Management and Budget; June Gibbs Brown, Inspector General, Department of Defense; Sherman Funk, Inspector General, Department of State; and Richard P. Kusserow, Inspector General, Department of Health and Human Services.

The Subcommittee also approved for full Committee action the following draft reports: "Defense Department Fails to Assure Reasonableness of Contractor's Health Costs;" and "Defense Department's Foreign Military Sales Accounting Problems Continue."

AMERICAN HERITAGE TRUST ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 4127, American Heritage Trust Act of 1988. Testimony was heard from Senator Chafee; George S. Dunlop, Assistant Secretary, Natural Resources and Environment, USDA; Susan Recce, Deputy Assistant Secretary, Fish, Wildlife and Parks, Department of the Interior; Governor Ted Schwinden, State of Montana; Governor Michael Castle, State of Delaware; and public witnesses.

Hearings continue May 19.

FIRING OF AN EMPLOYEE WITH AIDS

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on the firing of a Justice Department employee who is under treatment for AIDS. Testimony was heard from Mark Gregory, formerly, an employee with the Department of Justice.

ARMY CORPS OF ENGINEERS BALANCE OF PAYMENTS PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on proposed changes to the Army Corps of Engineers Balance of Payments program for direct supply contracts, and its impact on its Buy America program. Testimony was heard from G. Edward Dickey, Deputy, Program Planning, Review and Evaluation, Office of the Assistant Secretary of the Army (Civil Works), Department of the Army; and public witnesses.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against specified provisions of H.R. 4586, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1989, for failure to comply with the provisions of clause 2 of rule XXI. The rule makes in order an amendment printed in section 2 of the resolution, if offered by Representative Richardson of New Mexico. Waives all points of order against the amendment for failure to comply with the provisions of clause 2 of rule XXI. Testimony was heard from Representatives Hefner, Richardson and Lowery of California.

LOTTERY ADVERTISING CLARIFICATION ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 3146, to clarify certain restrictions on distribution of advertisements and other information concerning lotteries and similar activities. Testimony was heard from Representatives Frank and Wolf.

WOMEN'S BUSINESS ISSUES

Committee on Small Business: Continued hearings on Women's business issues. Testimony was heard from public witnesses.

Hearings continue May 19.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Ways and Means: Ordered reported, as amended, implementing legislation on the U.S.-Canada Free Trade Agreement.

Joint Meetings

HEALTH CARE IN AMERICA

Joint Economic Committee: Subcommittee on Education and Health resumed hearings to review the future of health care in America, focusing on alternative payment methods for medical care, receiving testimony from Paul B. Ginsburg, Executive Director, Physician Payment Review Commission; John T. Painter, American Medical Association, Chicago, Illinois; Dan Dragalin, The Prudential Company, Roseland, New Jersey; Andrew H. Webber, American Medical Peer Review Association, and Lynn Etheredge, Consolidated Consulting Group, both of Washington, DC.

Hearings continue on Thursday, May 19.

POLYGRAPH PROTECTION ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1212, to prevent the denial of employment opportunities by prohibiting the use of lie detectors by employers involved in or affecting interstate commerce.

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Wednesday, May 18, 1988

Senate

Chamber Action

Routine Proceedings, pages 11419–11523

Measures Introduced: Six bills and four resolutions were introduced, as follows: S. 2407–2412, S.J. Res. 320–321, S. Con. Res. 119, and S. Res. 430.
Page 11498

Measures Passed:

Criminal Penalties for Damage to Religious Property: Senate passed S. 794, to amend chapter 13 of title 18, United States Code, to impose criminal penalties and provide a civil action for damage to religious property and for injury to persons in the free exercise of religious beliefs, after agreeing to a committee amendment in the nature of a substitute.
Page 11517

Merchant Marine Act Amendments: Senate passed S. 1988, to amend the Merchant Marine Act of 1920, with regard to transportation in or towing of vessels by non-U.S. vessels, as the provisions apply to the transportation or towing of valueless or dredged material or platform jackets, after agreeing to a committee amendment in the nature of a substitute.
Page 11518

National Hispanic Heritage Month: Senate passed S. 2200, to amend Public Law 90–498 to provide for the designation of "National Hispanic Heritage Month."
Page 11520

Gene Taylor Post Office Building: Senate passed H.R. 3987, designating the United States Post Office Building located at 500 West Chestnut Expressway in Springfield, Missouri, as the "Gene Taylor Post Office Building."
Page 11520

Public Buildings Amendments of 1988: Senate passed S. 2186, to improve the efficiency and effectiveness of management of public buildings, after agreeing to committee amendments and an amendment proposed thereto, as follows:
Page 11520

Byrd (for Burdick) Amendment No. 2105, to provide that nothing in the Act shall be construed to affect the authorities granted in sections 5, 6, and 8 of the Central Intelligence Agency Act of 1949 (50 U.S.C. 403(f), (g) and (h)).
Page 11521

Take Pride in America Month: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 530, to designate May 1988 as "Take Pride in America Month," and the joint resolution was then passed.
Page 11523

Indefinitely Postponed:

Immigration and Nationality Act Extension: Senate indefinitely postponed H.R. 4222, to amend the Immigration and Nationality Act, to extend the application period under the legalization process.
Page 11520

The INF Treaty: Senate continued consideration of Treaty Doc. No. 100–11, Treaty Between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Intermediate-Range and Shorter-Range Missiles, with a condition.
Pages 11425, 11430

By 92 yeas to 6 nays (Vote No. 145), Senate tabled a Helms point of order against the treaty.
Page 11463

Messages From the House: **Page 11497**

Measures Referred: **Page 11497**

Communications: **Page 11497**

Statements on Introduced Bills: **Page 11498**

Amendments Submitted: **Page 11505**

Additional Cosponsors: **Page 11503**

Authority for Committees: **Page 11505**

Notices of Hearings: **Page 11505**

Additional Statements: **Page 11506**

Record Votes: One record vote was taken today. (Total—145)
Page 11463

Recess: Senate convened at 9:45 a.m., and recessed at 7:15 p.m., until 9:30 a.m., on Thursday, May 19, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 11523.)

Committee Meetings

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies continued hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, receiving testimony from numerous public witnesses.

Hearings continue tomorrow.

CHECK CASHING SERVICES

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer Affairs held hearings to review the issue of cashing government checks by banks for non-customers, and S. 2110, to provide access to check cashing services, receiving testimony from Senator Metzenbaum; Representatives St Germain and Schumer; Richard L. Fogel, Assistant Comptroller General, U.S. General Accounting Office; Connecticut State Representative Tom Ritter, Hartford; John W. Gleeson, New Jersey Department of the Public Advocate, Trenton; Margaret Willis, Ohio State Consumer Education Association, and Edward B. Brandon, National City Corporation, both of Cleveland, Ohio; Alan Heuer, Marine Midland Bank, N.A., New York, New York, representing the Consumer Bankers Association; August Zinsser III, First American Bank, representing the American Bankers Association, and Peggy Miller, representing the Consumer Federation of America and the American Association of Retired Persons, both of Washington, DC; and Woodrow McWhorter, Buckhead Group, Roswell, Georgia.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following bills favorably reported:

H.R. 1044, to establish the San Francisco Maritime National Historical Park in the State of California, with amendments;

S. 1682, to increase the amount authorized to be appropriated with respect to the Sewall-Belmont House National Historic Site in the District of Columbia, with an amendment in the nature of a substitute;

S. 1690, to provide financial assistance for the restoration and reconstruction of Fort Abraham Lincoln and related structures in Fort Lincoln State Park, Mandan, North Dakota, with an amendment;

S. 1693, to provide for a study of the Coronado Trail, with amendments;

S. 1914, to designate the Wildcat River in the State of New Hampshire as a unit of the National Wild and Scenic Rivers System, with an amendment in the nature of a substitute;

S. 1927, to provide for the approval of a desert land entry in the vicinity of the Dinosaur National Monument, with an amendment;

S. 2057, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey;

H.R. 1100, to provide assistance to Wildlife Prairie Park in the State of Illinois;

S. 1544, to provide for cooperation with State and local governments for the improved management of certain Federal lands, with an amendment in the nature of a substitute, and in lieu of H.R. 2641;

H.R. 3869, to provide for the establishment of the Tuskegee University National Historic Site, Alabama, and to authorize an exchange of properties between the United States and Tuskegee University, with an amendment;

S. 2203, to extend the expiration date of title II of the Energy Policy and Conservation Act, with an amendment; and

S. 1850, to designate a section of the Columbia River in the State of Washington, as a study area for inclusion in the National Wild and Scenic Rivers System, with amendments.

AUTHORIZATIONS—DOE

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development concluded hearings on the President's proposed budget request for fiscal year 1989 for the Department of Energy, after receiving testimony in behalf of funds for renewable energy and energy conservation programs from Donna Fitzpatrick, Assistant Secretary of Energy for Conservation and Renewable Energy Programs; Peter Blair, Manager, Energy and Materials Program, Office of Technology Assessment; Scott Sklar, U.S. Export Council for Renewable Energy, Arlington, Virginia; and Nicholas A. Fedoruk, Energy Conservation Coalition, and Mark Ledbetter, American Council for an Energy Efficient Economy, both of Washington, DC.

INDOOR RADON

Committee on Environment and Public Works: Subcommittee on Superfund and Environmental Oversight held hearings to review the General Accounting Office report on indoor radon and the Federal Government response to reduce contamination in housing, receiving testimony from John Luke, Associate Director, Resources, Community and Economic Development Division, General Accounting Office; A. James Barnes, Deputy Administrator, Environmental Protection Agency; Jack R. Stokvis, Assistant Secretary for Community Planning and Development, Department of Housing and Urban Development; Robert G. Stanton, Associate Director for Operations, National Park Service, Department of the Interior; Robert F. Ferguson, Jr., New Jersey Association of Realtors, Long Branch, representing the National Association of Realtors; Susan A. Weiss, Consumer Federation of America, Washington, DC; and Barry Rosengarten, Perth Amboy, New Jersey, on behalf of the National Association of Home Builders.

Hearings were recessed subject to call.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Finance: Committee ordered the following measure favorably reported:

An original bill to provide for the implementation of the U.S.-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada.

GROUNDWATER MANAGEMENT

Committee on Governmental Affairs: Subcommittee on Government Efficiency, Federalism, and the District of Columbia concluded hearings on S. 1992, to establish an Interagency Committee on Ground-Water Protection to coordinate research, development, demonstration, technology transfer, training, and information dissemination activities related to groundwater activities conducted by Federal agencies, after receiving testimony from Marian Mlay, Director, Office of Groundwater Protection, Environmental Protection Agency; Philip Cohen, Chief Hydrologist, Geological Survey, Department of the Interior; Donald V. Feliciano, Booz-Allen and Hamilton, Inc., Bethesda, Maryland; Alan P. Egler, Chemical Manufacturers Association, Mark A. Maslyn, American Farmers Bureau Federation, Velma M. Smith, Environmental Policy Institute, and Eric Draper, Clean Water Action, all of Washington, DC; and Bruce R. Leavitt, Consolidation Coal Company, Pittsburgh, Pennsylvania, on behalf of the American Mining Congress.

JUDICIAL IMMUNITY FROM ATTORNEYS' FEES

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice approved for full committee consideration with an amendment S. 1515, to prohibit injunctive relief, or an award of damages, against a judicial officer for action taken in an official capacity.

AMERICAN INDIAN RELIGION

Select Committee on Indian Affairs: Committee held hearings on S. 2250, to ensure that Federal lands are managed in a manner that does not impair the exercise of traditional American Indian religion, receiving testimony from Senator Cranston; Roland Robison, Deputy Director, Bureau of Land Management, Department of the Interior; Suzan Harjo, National Congress of American Indians, and Monsignor Paul E. Lenz, Bureau of Catholic Indian Missions, both of Washington, DC; Steve Moore, Native American Rights Fund, and Deward E. Walker, Jr., University of Colorado, both of Boulder, Colorado; Pat Lefthand, Confederated Salish and Kootenai Tribes of the Flathead Reservation, Pablo, Montana; Marilyn B. Miles, California Indian Legal Services, Eureka, California; Mahealani Ing, Native Hawaiian Legal Corporation, Honolulu, Hawaii; and Scott M. Matheson, Parsons, Behle and Latimer, Salt Lake City, Utah, representing the National Forest Products Association, American Mining Congress and Timber Associations of California.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 4628–4633; 1 private bill, H.R. 4634; and 3 resolutions, H.J. Res. 572, and H. Res. 451 and 452 were introduced.

Page 11417

Report Filed: One report was filed as follows: Report entitled "Coast Guard Drug Interdiction Air Operations: The Case of the Faltering Falcon Jet" (H. Rept. 100–628).

Page 11417

Journal: By a yea-and-nay vote of 278 yeas to 100 nays, Roll No. 134, the House approved the Journal of Tuesday, May 17.

Page 11374

Soviet Christians: By a yea-and-nay vote of 394 yeas, Roll No. 135, the House voted to suspend the rules and agree to H. Con. Res. 223, expressing the sense of Congress that in 1988 in celebration of Kievan-Rus' the Soviet Union should proclaim a general amnesty for imprisoned Christians and allow Christians to practice their faith within their churches and homes. Agreed to amend the title. This resolution was debated on Tuesday, May 17.

Page 11374

Committee Election: House agreed to H. Res. 451, electing Representative McCrery to the Committee on the Budget.

Page 11375

Military Construction Appropriations: By a yea-and-nay vote of 382 yeas to 26 nays, Roll No. 136, the House passed H.R. 4586, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1989.

Page 11379

Agreed to:

The Richardson amendment that appropriates an additional $100,000 for the design of an armory in Clovis, New Mexico; and

Page 11390

The Walker amendment that prohibits Federal funds from being expended in any workplace that is not free of illegal possession of or use of controlled substances when this fact is made known to the Departments and Agencies covered by the provisions of the bill. Earlier, a point of order was sustained against a similar amendment.

Page 11389

H. Res. 449, the rule which waived certain points of order against the bill, was agreed to earlier by a voice vote.

Page 11378

Committee to Sit: The Committee on Banking, Finance and Urban Affairs received permission to sit during debate under the five-minute rule on Thursday, May 19.

Page 11392

Hate Crime Statistics: By a recorded vote of 383 ayes to 29 noes, Roll No. 138, the House passed H.R. 3193, to provide for the acquisition and publication of data about crimes that manifest prejudice based on race, religion, sexual orientation, or ethnicity.

Page 11392

Agreed to the Miller of Washington perfecting amendment that substitutes "homosexuality or heterosexuality" instead of "sexual orientation" in the description of the basis for certain crimes manifesting prejudice, and also provides that nothing in the bill creates a right for an individual to bring action complaining of discrimination based on homosexuality (agreed to by a recorded vote of 384 ayes to 30 noes, Roll No. 137). **Page 11404**

The Clerk was authorized to make such clerical and technical corrections, including title, section number, cross reference, punctuation, and other changes, as may be necessary in the engrossment of the bill.

Page 11410

H. Res. 443, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 11392

Committee Elections: House agreed to H. Res. 452, electing Representative Evans to the Committee on Armed Services and Representative Ackerman to the Committee on Banking, Finance and Urban Affairs.

Page 11410

Congressional Awards Board: The Speaker appointed Representative Evans on the part of the House to the Congressional Awards Board, vice Representative Lantos, resigned.

Page 11410

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 11374, 11375, 11391, 11407, 11409. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 3:29 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported, as amended, the following: H.R. 4345, United States Grain Standards Act Amendments of 1988; H.R. 4615, to establish for the 1988 through 1990 crops of upland cotton an optional acreage diversion program; H.R. 4556, to amend the provisions of the Agricultural Act of 1949 relating to certain cross compliance requirements under the Extra Long Staple Cotton Program; and implementing legislation on the U.S.-Canada Free Trade Agreement.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued to meet in executive session to mark up the Department of Defense appropriation bill for fiscal year 1989.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATION

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies approved for full Committee action the Rural Development, Agriculture and Related Agencies appropriation bill for fiscal year 1989.

INCREASING ALLIED DEFENSE BURDENSHARING IN THE FUTURE

Committee on Armed Services: Defense Burdensharing Panel continued hearings on concepts and proposals for increasing allied defense burdensharing in the future. Testimony was heard from Senator Roth; Representatives Bereuter and Richardson; and James Webb, former Secretary of the Navy.

Hearings continue May 24.

CLOSING AND REALIGNING OF CERTAIN MILITARY INSTALLATIONS

Committee on Armed Services: Subcommittee on Military Installations and Facilities Defense Policy Panel held a joint hearing on H.R. 4481, to provide for the closing and realigning of certain military installations during a certain period. Testimony was heard from the following officials of the Department of Defense: Frank C. Carlucci, Secretary; Jack Katzen, Assistant Secretary, Production and Logistics; and Kathleen Buck, General Counsel.

Hearings continue tomorrow.

GENERAL CAPITAL INCREASE IN THE WORLD BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance held a hearing on General Capital Increase in the World Bank, 111; Fifth Replenishment of the African Development Fund. Testimony was heard from David Malpass, Deputy Assistant Secretary, Developing Nations, Department of the Treasury; and a public witness.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Subcommittee on Employment Opportunities continued hearings on the following bills: H.R. 18, American Conservation Corps Act of 1987; and H.R. 460, Voluntary National Youth Service Act. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported, as amended, the following bills: H.R. 4158, National Appliance Energy Conservation Amendments of 1988; H.R. 4065, Federal Energy Management Improvement Act; H.R. 2884, Uniform Regulatory Jurisdiction Act of 1987; H.R. 2701, to amend the Natural Gas Policy Act of 1978 to remove certain contract duration and right of first refusal requirements; and H.R. 2213, Hearing Aid Compatibility Act of 1988.

The Committee also continued markup of H.R. 1115, to amend the Uniform Safety Act to establish uniform safety standards.

LAWSUIT BROUGHT BY STATES AGAINST INSURANCE COMPANIES

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness held a hearing on the lawsuit brought by several states against several insurance companies. Testimony was heard from Charles Brown, Attorney General, State of West Virginia.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: H. Res. 437, protesting Soviet human rights violations, especially restrictive emigration regulations, and calling on the President to stress, at the Moscow summit meeting, the inherent link between respect for human rights and the achievement of lasting peace; and S. 2304, to amend the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1986, to extend the life of the Commission on the Ukraine Famine.

RECENT DEVELOPMENTS IN EUROPE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Recent Developments in Europe. Testimony was heard from Rozanne L. Ridgway, Assistant Secretary, European Affairs, Department of State.

U.S. HUMAN RIGHTS POLICY TOWARDS THE SOVIET UNION

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations continued hearings on U.S. Human Rights Policy Toward the Soviet Union: Pre-summit Assessment and Update. Testimony was heard from Richard Schifter, Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs, Department of State.

ARIZONA-FLORIDA LAND EXCHANGE ACT

Committee on Interior and Insular Affairs: Ordered reported H.R. 4519, Arizona-Florida Land Exchange Act of 1988.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on Anti-Indian Violence. Testimony was heard from the following officials of the State of Wisconsin: Donald J. Hanaway, Attorney General; and George E. Meyer, Administrator, Division of Enforcement, Department of Natural Resources; and public witnesses.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT JUDGE ALCEE L. HASTINGS

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing inquiring into the conduct of U.S. District Judge Alcee L. Hastings. Testimony was heard from U.S. District Judge Alcee L. Hastings; and a public witness.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action the following bills: H.R. 4030, amended, to strengthen certain fish and wildlife laws; H.R. 4365, to designate the Sunderland National Salmon Station located in Sunderland, MA; as the "Richard Cronin National Salmon Station"; H.R. 2513, amended, to require that a study be undertaken regarding the fishery resources and habitats of the Russian River (California); H.R. 4124, amended, to authorize appropriations to carry out the Atlantic Striped Bass Conservation Act for fiscal years 1989 through 1991; and H.R. 4621, amended, to provide

Congressional approval of the Governing International Fishery Agreement between the United States and the Government of the German Democratic Republic.

MARITIME PROGRAMS REAUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine approved for full Committee action, as amended, H.R. 4200, to authorize appropriations for fiscal year 1989 for certain maritime programs of the Department of Transportation and the Federal Maritime Commission.

FEDERAL EMPLOYEES' HEALTH BENEFITS PROGRAMS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits concluded hearings on the Federal Employees' Health Benefits Program. Testimony was heard from public witnesses.

NATIONAL COUNCIL ON PUBLIC WORKS IMPROVEMENT

Committee on Public Works and Transportation: Subcommittee on Economic Development held a hearing to receive an analysis of its final report from the National Council on Public Works Improvement. Testimony was heard from Peter C. Goldmark, Jr., member, National Council on Public Works Improvement.

VA MEDICAL CONSTRUCTION RESOLUTION

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care approved for full Committee action the fiscal year 1989 VA Medical Construction Resolution.

DOD PERSONNEL SECURITY ISSUES

Permanent Select Committee on Intelligence: Subcommittee on Oversight and Evaluation met in executive session to hold a hearing on the Department of Defense personnel security issues. Testimony was heard from departmental witnesses.

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Thursday, May 19, 1988

Senate

Chamber Action

Routine Proceedings, pages 11549–11685

Measures Introduced: Seven bills and three resolutions were introduced, as follows: S. 2413–2419, S. Res. 431, and S.J. Res. 322–323.

Page 11648

Measures Reported: Reports were made as follows:

S. 425, for the relief of Sukhjit Kuldip Singh Saund. (S. Rept. No. 100–347)

S. 1583, for the relief of Maria Antonieta Heird. (S. Rept. No. 100–348)

S. 1842, for the relief of Mr. Wilhelm Jahn Schlechter, Mrs. Monica Pino Schlechter, Ingrid Daniela Schlechter, and Arturo David Schlecter. (S. Rept. No. 100–349)

S. 1972, for the relief of Irma Purisch and Daniel Purisch. (S. Rept. No. 100–350)

S. Res. 431, to amend Senate Resolution 28 (99th Congress), relating to television and radio coverage of the Senate, to clarify the prohibition on the use of tape duplications of radio or television coverage of Senate proceedings. (S. Rept. No. 100–351)

Page 11648

Measures Passed:

National Appliance Energy Conservation Amendments, 1988: Senate passed S. 2167, to amend the Energy Policy and Conservation Act to provide for Federal energy conservation standards for fluorescent lamp ballasts, after agreeing to committee amendments.

Page 11676

Virginia and West Virginia Wilderness Areas: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 2878, to designate certain national forest system lands in the States of Virginia and West Virginia as wilderness areas, and the bill was then passed.

Page 11679

National Scleroderma Awareness Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 266, to designate the week beginning June 12, 1988, as "National Scleroderma Awareness Week", and the resolution was then passed.

Page 11680

INF Treaty: Senate continued consideration of Treaty Doc. No. 100–11, Treaty Between the United States of America and the Union of Soviet Solialist Republics on the Elimination of Intermediate-Range and Shorter-Range Missiles, with a condition., and the following amendment proposed thereto:

Pages 11595, 11630

Pending:

Symms Amendment No. 2108, to provide that the Treaty shall not enter into force unless and until the President has certified that the U.S.S.R. has ceased the violations, previously certified by the President, of existing arms control treaties or agreements, which was divided.

Page 11635

A unanimous-consent agreement was reached providing disposition of the pending amendment on tomorrow with votes to occur thereon. **Page 11676**

Senate will further consider the treaty and amendments proposed thereto, on Friday, May 20.

Nominations Confirmed: Senate confirmed the following nominations:

David A. Ezra, to be United States District Judge for the District of Hawaii.

John C. Lifland, to be United States District Judge for the District of New Jersey.

The following named persons to be Members of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development: Gail Bird, of New Mexico, Edith C. Crutcher, of Kansas, Roy M. Huhndorf, of Alaska, James C. Jennings, of Virginia, William S. Johnson, of the District of Columbia, Dwane H. King, of Oklahoma, Alfred H. Qoyawayma, of Arizona, Beatrice R. Sanchez, of Michigan, James D. Santini, of Nevada, and Irving J. Toddy, of Arizona. **Page 11685**

Appointments by the Chair:

The Chair, on behalf of the Vice President, pursuant to Public Law 90–206, appointed the Senator Eagleton to the Commission on Executive, Legislative and Judicial Salaries. **Page 11685**

The Chair, on behalf of the President pro tempore, and with the concurrence of the Speaker of the House of Representatives, pursuant to section 143 of the Nuclear Waste Policy Act, as amended by Section 5021 of Public Law 100–203, appointed the following individual to the Monitored Retrievable Storage Review Commission: Dr. Frank Parker, of Massachusetts. **Page 11685**

Messages From the House: **Page 11646**

Measures Referred: **Page 11646**

Measures Ordered Placed on Calendar: **Page 11646**

Petitions and Memorials: **Page 11646**

Statements on Introduced Bills: **Page 11648**

Amendments Submitted: **Page 11665**

Additional Cosponsors: **Page 11663**

Authority for Committees: **Page 11666**

Additional Statements: **Page 11666**

Recess: Senate convened at 9:30 a.m., and recessed at 7:34 p.m., until 9:30 a.m., on Friday, May 20, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 11685.)

Committee Meetings

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies continued hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, receiving testimony from numerous public witnesses.

Hearings continue on Tuesday, May 24.

FSLIC AND THE THRIFT INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on the condition of the Federal Savings and Loan Insurance Corporation and the thrift industry, receiving testimony from Frederick D. Wolf, Director, Accounting and Financial Management Division, U.S. General Accounting Office; William C. Ferguson, Ferguson and Company, Irving, Texas; Burt Ely, Ely and Company, Inc., Alexandria, Virginia; Stanley C. Silverberg, Golembe Associates, Washington, DC; and Stuart I. Greenbaum, Banking Research Center, Northwestern University, Evanston, Illinois.

Hearings continue on Thursday, May 26.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Rear Admiral Clyde T. Lusk, Jr., to be Vice Commandant of the U.S. Coast Guard, after the nominee testified and answered questions in his own behalf.

AUTHORIZATIONS—MARINE MAMMAL PROTECTION ACT

Committee on Commerce, Science, and Transportation: Committee concluded hearings in conjunction with the National Ocean Policy Study on proposed legislation authorizing funds for the Marine Mammal Protection Act after receiving testimony from William E. Evans, Under Secretary for Oceans and Atmosphere, National Oceanic and Atmospheric Administration, Department of Commerce; William W. Fox, Jr., Commissioner, Marine Mammal Commission; Dayton Lee Alverson, Natural Resources Consultants, Seattle, Washington; Michael Bean, Environmental Defense Fund, Bo Bricklemyer, Greenpeace USA, both of Washington, DC; and Deming Cowles, United Fisherman of Alaska and Bering Sea Fishermen's Association, Anchorage, Alaska.

ENFORCEMENT EFFORTS AGAINST OIL PRICE OVERCHARGE CASES

Committee on Energy and Natural Resources: Committee concluded hearings to review recent developments in the Department of Energy's enforcement efforts against individuals in oil price overcharge cases, focusing on the central figure doctrine of liability in restitution cases, after receiving testimony from Joseph F. Salgado, Under Secretary of Energy, and Eric Fygi, Acting General Counsel, Department of Energy; Chandler van Orman, Acting Administrator, Economic Regulatory Administration; Peter D. Junger, Case Western Reserve Law School, Cleveland, Ohio; Donald Guillory, Lake Charles, Louisiana; and Malcolm Turner, Dallas, Texas.

APARTHEID

Committee on Foreign Relations: Subcommittee on African Affairs concluded hearings to review the roles of U.S. and South African churches in ending apartheid, after receiving testimony from Right Reverend Walter D. Dennis, Bishop Suffragan the Diocese of New York, Reverend Dr. Avery D. Post, United Church of Christ, and Reverend Dr. Edwin G. Mulder, Reformed Church in America, all of New York, New York; Reverend Dr. James E. Andrews, General Assembly of the Presbyterian Church (USA), Atlanta, Georgia; Bishop Herbert W. Chilstrom, Evangelical Lutheran Church in America, Chicago, Illinois; Reverend Willis H. Logan, National Council of Churches of Christ, USA, Plainfield, New Jersey; Bishop Emerson Moore, U.S. Catholic Conference, and Rabbi David Saperstein, Religious Action Center of Reformed Judaism, both of Washington, DC; and Reverend Charles Walker, National Baptist Convention, USA, Inc., Philadelphia, Pennsylvania.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered the following business items favorably reported:

The nominations of William H. LeBlanc, III, of Louisiana, and Henry R. Folsom, of Virginia, each to be a Commissioner of the United States Postal Rate Commission;

S. 2344, authorizing funds for fiscal years 1989 through 1994 for programs of the Office of Government Ethics, with an amendment in the nature of a substitute;

An original bill to provide for the implementation of Chapter 13, Article 1301–1309 and Chapter 10, Article 1004 of the U.S.-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic productivity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada;

H.R. 3400, to provide for participation of Federal employees in political activities, with an amendment in the nature of a substitute;

S. 508, to strengthen the protections available to Federal employees who report on fraud, waste and abuse, with an amendment in the nature of a substitute;

S. 2140, to provide for a Federal employee leave sharing program, with an amendment in the nature of a substitute (as approved by the committee, the bill incorporates certain provisions of S. 1595);

S. 2188, to include the cost of the thrift savings plan and the cost of social security in comparisons between the costs of performing commercial activities with contract personnel and with Federal personnel; and

H.R. 2985, to designate a U.S. Postal Service facility on the Newark Turnpike in Kearny, New Jersey, as the Dominick V. Daniels Postal Facility.

RICO REFORM

Committee on the Judiciary: Committee concluded hearings on S. 1523, to revise the civil provisions of the Racketeer Influenced and Corrupt Organizations Act (RICO), focusing on the firearms provisions, after receiving testimony from John C. Keeney, Acting Assistant Attorney General, Criminal Division, Department of Justice; Lawrence V. Pratt, Gun Owners of America, Springfield, Virginia; James Baker, National Rifle Association, Washington, DC; Neal Knox, Firearms Coalition, Siver Spring, Maryland; and Jerald R. Vaughn, International Association of Chiefs of Police, Gaithersburg, Maryland.

HIGH-TECH TERRORISM

Committee on the Judiciary: Subcommittee on Technology and the Law concluded hearings to discuss the assessment of the threat presented by high technology terrorism and the Government's response to that threat, focusing on the use of sophisticated technologies to conduct terrorist attacks, the use of weapons of mass destruction, including nuclear, biological or chemical weapons, and the vulnerability of the United States' infrastructure networks to terrorist attack, after receiving testimony from Oliver B. Revell, Executive Assistant Director, Federal Bureau of Investigation, Department of Justice; L. Paul Bremer, Ambassador-at-Large for Counter-Terrorism, Department of State; and Robert Kupperman, The Center for Strategic and International Studies, Georgetown University, and R. James Woolsey, Shea and Gardner, both of Washington, DC.

ASSISTIVE TECHNOLOGY FOR THE HANDICAPPED

Committee on Labor and Human Resources: Subcommittee on the Handicapped held hearings to review the role that assistive technology devices and services can play in enhancing opportunities for people with disabilities, and on S. 1586, to provide financial assistance under the Education of the Handicapped Act to assist severely handicapped infants, children, and youth to improve their educational opportunities through the use of assistive device resource centers, receiving testimony from Senator John Kerry; Teddy Pendergrass, Philadelphia, Pennsylvania; Leo Lucas, United Cerebral Palsy Association, Boston, Massachusetts; Al Cavalier, Association for Retarded Citizens of the United States, Arlington, Texas; Carolyn Rossick, Self Help for the Hard of Hearing, Bethesda, Maryland; John C. De Witt, American Foundation for the Blind, New York, New York; Marvin G. Fifield, Utah State University, Logan; Rachel Wobschall, Governor's Initiative on Technology for People with Disabilities, St. Paul, Minnesota; Brian McNulty, Colorado Department of Education, Denver; and Peter Howell, South Carolina Vocational Rehabilitation Department, West Columbia.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 4635–4656; and 8 resolutions, H.J. Res. 573–575, H. Con Res. 304 and 305, and H. Res. 453–455 were introduced.

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Bills Reported: Reports were filed as follows:

H.R. 4028, to authorize the Secretary of Agriculture to exchange certain national forest system lands in the Targhee National Forest (H. Rept. 100–629);

H.R. 4097, to direct the Secretary of the Interior to transfer a certain parcel of land in Clark County, Nevada, amended (H. Rept. 100–630);

H.R. 4143, to establish a reservation for the Confederated Tribes of the Grand Ronde Community of Oregon, amended (H. Rept. 100–631);

H.R. 3691, to designate the Federal building located at 600 Las Vegas Boulevard in Las Vegas, Nevada, as the "Alan Bible Federal Building" (H. Rept. 100–632);

H.R. 3811, to designate the Federal building located at 50 Spring Street, Southwest, Atlanta, Georgia, as the "Martin Luther King, Jr. Federal Building", amended (H. Rept. 100–633);

H.R. 3817, to designate the Federal building located at 405 South Tucker Boulevard, St. Louis, Missouri, as the "Robert A. Young Federal Building" (H. Rept. 100–634);

H.R. 3838, to designate the Federal Building located at 215 North 17th Street in Omaha, Nebraska, as the "Edward Zorinsky Federal Building" (H. Rept. 100–635);

H.R. 4505, to authorize appropriations to the Department of Energy for civilian research and development programs for fiscal year 1989, amended (H. Rept. 100–636);

Conference report on S. 1539, to amend the Federal Railroad Safety Act of 1970 (H. Rept. 100–637);

H.R. 4340, to provide for retirement and survivors' annuities for bankruptcy judges and United States magistrates, amended (H. Rept. 100–638);

H.R. 4399, to facilitate commercial access to space (H. Rept. 100–639);

H.R. 4436, to authorize appropriations for the Federal Election Commission for fiscal year 1989 (H. Rept. 100–640); and

H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989 (H. Rept. 100–641).

Page 11752

Journal: By a yea-and-nay vote of 274 yeas to 113 nays, Roll No. 139, the House approved the Journal of Wednesday, May 18.

Page 11686

Late Report: Committee on Appropriations received permission to file a report by midnight tonight on H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989.

Page 11687

Earlier, the Chairman of the Committee on Rules announced procedures for the consideration of H.R. 4637.

Page 11686

Legislative Branch Appropriations: By a yea-and-nay vote of 277 yeas to 104 nays, Roll No. 148, the House passed H.R. 4587, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1989.

Page 11687

Agreed To:

The Gingrich amendment that provides for a $5 million reduction in the official mail costs appropriations (agreed to by a recorded vote of 206 ayes to 188 noes, Roll No. 144);

Page 11714

The Weldon amendment that provides for expediting the installation of a fire alarm system to service the Capitol and the Longworth and Cannon House Office Buildings, and provides that such installation be completed and reported on by the Architect of the Capitol not later than October 1, 1989;

Page 11715

The Upton amendment that reduces the appropriation for the General Accounting Office by $2.2 million;

Page 11722

The Walker amendment that prohibits funds from being expended in any workplace that is not free of illegal use or possession of controlled substances which is made known to the Federal entity or official to which funds are appropriated (agreed to by a recorded vote of 286 ayes to 98 noes, Roll No. 147); and

Page 11722

The Grandy amendment that prohibits the use of funds by the Congressional Budget Office to add, delete or alter information it provides to Members or committees of Congress, except to correct factual errors or provide new or updated information.

Page 11726

Rejected:

The Hefley amendment that sought to reduce by $1.23 million funds appropriated for congressional operations including salaries and expenses, committee employees, and contingent expenses for the special, select and standing committees of the House (rejected by a recorded vote of 172 ayes to 234 noes, Roll No. 140);

Page 11697

The Brown of Colorado amendment that sought to reduce the appropriation for salaries and expenses for the Office of the Speaker by $300,000, and reduce each of the appropriations for salaries and expenses for the Majority and Minority Leaders' and Whips' offices by $60,000 (rejected by a recorded vote of 175 ayes to 225 noes, Roll No. 141);

Page 11703

The Gingrich amendment that sought to reduce the appropriation for official mail costs by $20 million (rejected by a recorded vote of 168 ayes to 232 noes, Roll No. 142);

Page 11709

The Gingrich amendment that sought to reduce the appropriation for official mail costs by $10 million (rejected by a recorded vote of 190 ayes to 206 noes, Roll No. 143);

Page 11711

The Frenzel amendment that sought to reduce each appropriation in the bill by 1.6 percent (rejected by a recorded vote of 184 ayes to 211 noes, Roll No. 145);

Page 11717

The Brown of Colorado amendment that sought to reduce the appropriation for salaries and expenses for the Library of Congress by $4.2 million; and

Page 11719

The Upton amendment that sought to reduce the appropriation for the General Accounting Office by $8.8 million (rejected by a recorded vote of 152 ayes to 238 noes, Roll No. 146).

Page 11720

The following amendments were offered but subsequently withdrawn:

The Martin of Illinois amendment that sought to prevent funds appropriated from being made available until certain civil rights legislation was enacted which applies to Congress; and

Page 11725

The Shaw amendment that sought to make available amounts from the expense allowance of Members of the House for payment of expenses for a controlled substances testing program for Members and their staffs.

Page 11725

Late Report: Committee on Foreign Affairs received permission to have until midnight on Friday, May 20, to file a report on H.R. 1580, to prohibit investments in, and certain other activities with respect to, South Africa.

Page 11728

Historical Society Film: House agreed to H. Res. 454, providing for filming in the Hall of the House when the House is not in session.

Page 11737

Quorum Calls—Votes: Two yea-and-nay votes and eight recorded votes developed during the proceedings of the House today and appear on pages 11686, 11703, 11704, 11711, 11714, 11719, 11721, 11724, 11727. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 5:42 p.m.

Committee Meetings

WHEAT SUPPLY/DEMAND OUTLOOK AND 1989 WHEAT PROGRAM

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains held a hearing to review the wheat supply/demand outlook and the Announcement of the 1989 Wheat Program. Testimony was heard from Ewen M. Wilson, Assistant Secretary Economics, USDA; and public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS BILL

Committee on Appropriations: Ordered reported the Foreign Operations, Export and Related Programs appropriation bill for fiscal year 1989.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense approved for full Committee action the Department of Defense appropriation bill for fiscal year 1989.

CLOSING AND REALIGNING OF CERTAIN MILITARY INSTALLATIONS

Committee on Armed Services: Subcommittee on Military Installations and Facilities and the Defense Policy Panel concluded joint hearings on H.R. 4481, to provide for the closing and realigning of certain military installations during a certain period. Testimony was heard from Representatives Schroeder and Armey; Robert M. Rauner, Director, Office of Economic Adjustment, Department of Defense; and public witnesses.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Adm. Lee Baggett, Jr., Commander in Chief, U.S. Atlantic Command, NATO's Supreme Allied Commander, Atlantic.

Hearings continue May 24.

HOME EQUITY LOAN DISCLOSURE ACT

Committee on Banking, Finance and Urban Affairs: Ordered reported, as amended, H.R. 3011, Home Equity Loan Disclosure Act of 1987.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported, as amended, the following bills: H.R. 3070, to amend the Toxic Substances Control Act to require persons handling polychlorinated biphenyls to comply with the manifest and financial responsibility requirements of the Solid Waste Disposal Act and to require persons carrying out certain intermediate activities with respect to polychlorinated biphenyls to obtain approval from the Environmental Protection Agency; and H.R. 4101, Telemarketing Fraud Prevention Act of 1988.

The Committee also continued markup of H.R. 1115, to amend the Uniform Safety Act to establish uniform safety standards.

Will continue May 24.

RECOMMENDATIONS OF THE WORKING GROUP ON FINANCIAL MARKETS

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on the recommendations of the Working Group on Financial Markets to the President. Testimony was heard from Wendy Gramm, Chairman, Commodity Futures Trading Commission; Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; David Ruder, Chairman, SEC; and George D. Gould, Under Secretary (Finance), Department of the Treasury.

CHILDREN'S TELEVISION PRACTICES ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action, as amended, H.R. 3966, Children's Television Practices Act of 1988.

GENEVA ACCORDS ON AFGHANISTAN

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on the Geneva Accords on Afghanistan. Testimony was heard from Robert Peck, Deputy Assistant Secretary, Near East and South Asian Affairs, Department of State.

NEW FRAMEWORK FOR GLOBAL GROWTH IN THE 1990'S

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on "A New Framework for Global Growth in the 1990's". Testimony was heard from public witnesses.

PART-TIME AND TEMPORARY WORKERS

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on "The Rising Use of Part-Time and Temporary Workers: Who Benefits and Who Loses?". Testimony was heard from Representative Schroeder; Janet L. Norwood, Commissioner, Labor Statistics, Department of Labor; and public witnesses.

AMERICAN HERITAGE TRUST ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands concluded hearings on H.R. 4127, American Heritage Trust Act of 1988. Testimony was heard from Richard Dewling, Commissioner, Department of Environmental Protection, State of New Jersey; Kenneth Travous, Director, State Parks, State of Arizona; and public witnesses.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT JUDGE ALCEE L. HASTINGS

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings inquiring into the conduct of U.S. District Judge Alcee L. Hastings. Testimony was heard from public witnesses.

Hearings continue May 24.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action on H.R. 4123, to authorize appropriations to carry out the National Aquaculture Act of 1980 for fiscal years 1989, 1990, and 1991.

The Subcommittees also began markup of H.R. 4208, to authorize appropriations to carry out Title III of the Marine Protection, Research, and Sanctuaries Act of 1972 during fiscal years 1989, 1990, and 1991.

EXCELLENCE IN GOVERNMENT MANAGEMENT

Committee on Post Office and Civil Service: Subcommittee on Civil Service approved for full Committee action, as amended, H.R. 2882, to amend title 5, United States Code, to increase the productivity of the Government by promoting excellence in Government management and by reducing improper political pressures on career civil servants.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization concluded joint oversight hearings on the operation of the U.S. Postal Service. Testimony was heard from the following officials of the Postal Rate Commission: Janet D. Steiger, Chairman; Patti Birge Tyson, Vice Chairman; John W. Crutcher, Henry R. Folsom and W.H. LeBlanc III, all Commissioners; and L. Nye Stevens, Associate Director, General Government Division, GAO.

HAZARDOUS MATERIALS TRANSPORTATION ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on proposals to amend the Hazardous Materials Transportation Act. Testimony was heard from Representatives Applegate and Gallo; Edith B. Page, Senior Analyst, Office of Technology Assessment; and public witnesses.

Hearings continue May 25.

WOMEN'S BUSINESS ISSUES

Committee on Small Business: Concluded hearings on Women's business issues. Testimony was heard from public witnesses.

VA SECURITY

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on VA security. Testimony was heard from Erin McDonnell, Deputy Special Counsel, Office of the Special Counsel, Merit Systems Protection Board; from the following officials of the VA: Renald P. Morani, Inspector General; and Dr. David H. Winship, Assistant Deputy Chief Medical Director for Programs and Operations; Curtis J. Smith, Associate Director for Career Entry Group, Office of Personnel Management; representatives of veterans' organizations; and public witnesses.

UNRELATED BUSINESS INCOME TAX ISSUE

Committee on Ways and Means: Subcommittee on Oversight met in executive session to discuss the unrelated business income tax issue.

Will continue May 24.

PROHIBIT INVESTMENTS IN SOUTH AFRICA

Permanent Select Committee on Intelligence: Subcommittee on Legislation met in executive session to hold a hearing on H.R. 1580, to prohibit investments in, and certain other activities with respect to, South Africa. Testimony was heard from departmental witnesses.

Hearings continue May 24.

Joint Meeting

HEALTH CARE IN AMERICA

Joint Economic Committee: Subcommittee on Education and Health resumed hearings to review the future of health care in America, focusing on alternative payment methods for medical care, receiving testimony from Donald Young, Executive Director, Prospective Payment Assessment Commission; Gerard F. Anderson, Johns Hopkins University, Baltimore, Maryland; Susan Gleeson, Blue Cross-Blue Shield Association, Chicago, Illinois; Jack W. Owen, American Hospital Association, and Carl Schramm, Health Insurance Association of America, both of Washington, DC; and Annette Choolfaian, St. Luke's Roosevelt Hospital Center, New York, New York.

Hearings continue on Tuesday, May 24.

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Friday, May 20, 1988

Senate

Chamber Action

Routine Proceedings, pages 11791–11906

Measures Introduced: Three bills and three resolutions were introduced, as follows: S. 2420–2422, S.J. Res. 324–325, and S. Res. 432.

Page 11879

Measures Reported: Reports were made as follows:

S. 1301, to amend title 17, United States Code, to implement the Berne Convention for the Protection of Literary and Artistic Works, as revised at Paris on July 24, 1981, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–352)

Page 11878

INF Treaty: Senate continued consideration of Treaty Doc. No. 100–11, Treaty Between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Intermediate-Range and Shorter-Range Missiles, with a condition, taking action on amendments proposed thereto, as follows:

Page 11794

Rejected:

(1) Symms Amendment No. 2108, to provide that the Treaty shall not enter into force unless and until the President has certified that the U.S.S.R. has ceased the violations, previously certified by the

President, of existing arms control treaties or agreements, which was divided.

Page 11799

By 85 yeas to 11 nays (Vote No. 146), Senate tabled Division I of the amendment, section (a).

Page 11835

By 87 yeas to 10 nays (Vote No. 147), Senate tabled Division II of the amendment, section (b).

Page 11835

By 86 yeas to 11 nays (Vote No. 148), Senate tabled Division III of the amendment, section (c).

Page 11836

By 82 yeas to 15 nays (Vote No. 149), Senate tabled Division IV of the amendment, section (d).

Page 11836

By 89 yeas to 8 nays (Vote No. 150), Senate tabled Division V of the amendment, section (e).

Page 11836

(2) Humphrey Amendment No. 2110, to provide that, notwithstanding any provisions of the Treaty, its Protocols, or its Memorandum of Understanding, the Treaty shall not enter into force unless and until the President of the United States shall have certified, without delegation, to the United States Senate that, in his judgment as Commander-in-Chief of the Armed Forces of the United States, the stockpile of ammunition and fuel stored in Europe for NATO defense has been increased from its present level of less than 7 days of ammunition and fuel to at least 15 days. (By 73 yeas to 8 nays (Vote No. 151), Senate tabled the amendment.)

Page 11845

Withdrawn:

Helms Amendment No. 2109, to make technical corrections in sections II, III, and IV, and to make a technical correction in the Protocol regarding inspections.

Page 11839

Pending:

Helms Amendment No. 2112, to make technical corrections in Section II of the Memorandum of Understanding.

Page 11866

Senate will continue consideration of the treaty and amendments proposed thereto on Monday, May 23.

Nominations Confirmed: Senate confirmed the following nominations:

Frederick M. Bernthal, of Tennessee, to be Assistant Secretary of State for Oceans and International Environment and Scientific Affairs.

Page 11906

Nominations Received: Senate received the following nominations:

Margaret Chase Hager, of Virginia, to be a Member of the National Council on the Handicapped.

35 Army nominations in the rank of general.

26 Navy nominations in the rank of admiral.

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Messages From the President: **Page 11877**

Petitions and Memorials: **Page 11877**

Communications: **Page 11877**

Statements on Introduced Bills: **Page 11879**

Amendments Submitted: **Page 11894**

Additional Cosponsors: **Page 11892**

Notice of Hearings **Page 11894**

Authority for Committees: **Page 11894**

Additional Statements: **Page 11895**

Record Votes: Six record votes were taken today. (Total–151)

Pages 11835, 11836, 11860

Recess: Senate convened at 9:30 a.m., and recessed at 5:59 p.m., until 9:30 a.m., on Monday, May 23, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 11905.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Gordon A. Smith, of Maryland, to be an Assistant Secretary of Defense, Michael P.W. Stone, of California, to be Under Secretary of the Army, Alan M. Elkins, of Maine, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences; and 1,605 military nominations in the Army and Air Force.

UNITED STATES-CANADA FREE TRADE AGREEMENT

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the banking provisions of the United States-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada after receiving testimony from William Merkin, Deputy Assistant United States Trade Representative; James Ammerman, Director, Office of International Banking and Portfolio Investment, and Stephen Canner, Director, Office of International Investment, both of the Department of the Treasury; Edward L. Yingling, American Bankers Association, and Peter Lefkin, American Insurance Association, both of Washington, DC; and Robert D. Hormats, Goldman Sachs International Corp., and David Ruth, American Express Company, both of New York, New York.

COMMERCE DEPARTMENT TECHNOLOGY PROGRAMS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on proposed legislation authorizing funds for fiscal year 1989 for technology programs of the Department of Commerce, including the National Bureau of Standards, the Office of Productivity, Technology, and Innovation, the National Technical Information Service, and the Japanese Technical Literature Program, after receiving testimony from Donna F. Tuttle, Deputy Secretary, Barry C. Beringer, Associate Under Secretary for Economic Affairs, and Ernest Ambler, Director, and Leslie Smith, Chief, Program Office, both of the National Bureau of Standards, all of the Department of Commerce; Gregory Eyring, Project Director, Office of Technology Assessment; William G. Howard, Jr., National Academy of Engineering, Washington, DC; and Harold B. Shill, West Virginia University, Morgantown.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 1461, to convey certain lands to the YMCA of Las Vegas, Nevada, and S. 2264, to authorize the Secretary of the Interior to exchange certain Federal mining rights for certain lands in New Mexico, after receiving testimony from James M. Parker, Assistant Director for Support Services, Bureau of Land Management, Department of the Interior;

S. 1687, to correct historical and geographical oversights in the establishment and development of the Utah component of the Confederated Tribes of the Goshute Reservation, to unify the land base of the Goshute Reservation, and to simplify the boundaries of the Goshute Reservation, after receiving testimony from Joe C. Christie, Acting Deputy to Assistant Secretary for Indian Affairs, Trust and Economic Development, Department of the Interior; and

S. 1849, for the relief of Mr. Conwell F. Robinson and Mr. Gerald R. Robinson, after receiving testimony from Denis P. Galvin, Deputy Director, National Park Service, Department of the Interior; and R. Stephen Browning, Browning, Kaleczyc, Berry and Hoven, Helena, Montana; and Conwell Robinson, Great Falls, Montana.

SOCIAL SECURITY TRUST FUNDS

Committee on Finance: Subcommittee on Social Security and Family Policy resumed hearings on the long-term financial status of Social Security trust funds, receiving testimony from Robert J. Myers, Silver Spring, Maryland, former Chief Actuary, Social Security Administration; Alicia H. Munnell, Federal Reserve Bank of Boston, Boston, Massachusetts; and Barry P. Bosworth, The Brookings Institution, Washington, DC.

Hearings were recessed subject to call.

CENTRAL AMERICA

Committee on Foreign Relations: Subcommittee on Western Hemisphere and Peace Corps Affairs concluded oversight hearings on the implementation of P.L. 100–276, to provide assistance to the Nicaraguan resistance in support of the Central American peace process, after receiving testimony from M. Alan Woods, Administrator, and Ted Morse, Director, Task Force on Humanitarian Assistance to Central America, both of the Agency for International Development.

AUTHORIZATIONS—DEPARTMENT OF JUSTICE

Committee on the Judiciary: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Justice, receiving testimony in behalf of funds for the Civil Division from John R. Bolton, Assistant Attorney General, Civil Division, Department of Justice.

Hearings continue on Tuesday, May 24.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on the Judiciary: Committee concluded hearings on the U.S.-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for U.S. and Canada, after receiving testimony from Ambassador Alan Holmer, Deputy U.S. Trade Representative; M. Jean Anderson, Chief Counsel for International Trade, Department of Commerce; Andreas Lowenfeld, New York University, New York, New York; Harold Bruff, American University, and Stewart Baker and Jeffrey Bialos, both of the American Bar Association, all of Washington, DC; and Andrew Vance of Customs and International Trade Bar Association, New York, New York.

VOLUNTEER PROTECTIONS ACT

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on S. 929, to prescribe circumstances under which volunteers working for nonprofit organizations or government entities shall be immune from personal civil liability, after receiving testimony from Senator John Melcher; Representative Porter; Gordon P. MacDougall, National Coalition for Volunteer Protection, and Edward H. Able, Jr., The American Association of Museums/American Society of Association Executives, both of Washington, DC; Creighton J. Hale, Little League Baseball, Inc., Williamsport, Pennsylvania; and Kevin Walker, Riverside Mountain Rescue Unit, Riverside, California.

ASSISTIVE TECHNOLOGY FOR THE HANDICAPPED

Committee on Labor and Human Resources: Subcommittee on the Handicapped concluded hearings to review the role that assistive technology devices and services can plan in enhancing opportunities for people with disabilities, and on S. 1586, to provide financial assistance under the Education of the Handicapped Act to assist severely handicapped infants, children, and youth to improve their educational opportunities through the use of assistive device resource centers, after receiving testimony from Barbara Boardman, Senior Analyst, Office of Technology Assessment; Sally DeVincentis, National Lekotek Center, Evanston, Illinois; Herb Rieth, Vanderbilt University, Nashville, Tennessee; Denny Theesfield, Easter Seals Society of Iowa, Armstrong; Tom O'Bryant, Champion International Corporation, Stamford, Connecticut; Steve White, American Speech Language Hearing Association, Rockville, Maryland; Mary Pat Radabaugh, IBM National Support Center for Persons with Disabilities, Atlanta, Georgia; and Larry Scadden, Electronic Industries Foundation, Washington, DC.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, May 23.

Committee Meetings

No Committee meetings were held.

Joint Meeting

RAILROAD SAFETY ACT

Conferees on Thursday, May 19, agreed to file a conference report on S. 1539, to authorize funds for fiscal years 1988, 1989, and 1990, for programs of the Federal Railroad Safety Act.

Monday, May 23, 1988

Senate

Chamber Action

Routine Proceedings, pages 11947–12026

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 2423–2425, and S. Con. Res. 120.

Page 12008

Measures Reported: Reports were made as follows:

S. 1945, to amend the Second Supplemental Appropriations Act, 1961, relating to the lease of certain lands from the Islets Indian Tribe for a seismological laboratory. (S. Rept. No. 100–353)

S. 2162, to provide for the establishment of the Zuni-Cibola National Historical Park in the State of New Mexico, and for other purposes with an amendment in the nature of a substitute. (S. Rept. No. 100–354)

Page 12008

INF Treaty: Senate continued consideration of Treaty Doc. No. 100–11, Treaty Between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Intermediate-Range and Shorter-Range Missiles, with a condition, taking action on additional amendments proposed thereto, as follows:

Page 11953

Rejected:

(1) Helms Amendment No. 2113, to provide that the parties understand and agree that the United States shall not exchange instruments of ratification until the President, without delegation, shall have certified to the United States Senate that, in his judgment, the number of SS–20 missiles reported by the Soviet Union as being possessed by it on November 1, 1987, pursuant to the initial data exchange under the Memorandum of Understanding, is a true accounting of the number of SS–20 missiles possessed by the Soviet Union on that date. (By 81 yeas to 13 nays (Vote No. 152), Senate tabled the amendment.) **Pages 11959, 11982**

(2) Wallop modified Amendment No. 2106, to clarify that neither party may produce any other stage which is either outwardly similar to, or interchangeable, with any other type of an existing type of intermediate-range GLBM. (By 68 yeas to 26 nays (Vote No. 153), Senate tabled the amendment.)

Pages 11976, 11982

(3) Humphrey Amendment No. 2114, to prohibit the entry into force of the Treaty unless and until the Parties have also ratified a Treaty reducing their

strategic nuclear arms. (By 81 yeas to 5 nays (Vote No. 154), Senate tabled the amendment.)

Page 11996

Withdrawn:

Helms Amendment No. 2112, to make technical corrections in section II of the Memorandum of Understanding.

Pages 11953, 19955

Coast Guard Authorization Act, 1987: Senate disagreed to the amendment of the House to H.R. 2342, to authorize appropriations for the Coast Guard for fiscal year 1988, requested a conference with the House thereon, and appointed as conferees Senators Hollings, Kerry, and Danforth.

Page 12021

Nominations Confirmed: Senate confirmed the following nominations:

William H. LeBlanc, III, of Louisiana, to be a Commissioner of the Postal Rate Commission.

Henry R. Folsom, of Virginia, to be a Commissioner of the Postal Rate Commission.

Alan M. Elkins, of Maine, to be a Member of the Board of Regents of the Uniformed Services, University of the Health Sciences.

Gordon A. Smith, of Maryland, to be an Assistant Secretary of Defense.

Michael P.W. Stone, of California, to be Under Secretary of the Army.

Routine lists of Air Force and Army nominations.

Page 12026

Removal of Injunction of Secrecy: The injunction of secrecy was removed from two treaties transmitted to the Senate on May 20, 1988, by the President of the United States:

(1) The Protocol for the Suppression of Unlawful Acts of Violence at Airports Serving International Civil Aviation (Treaty Doc. No. 100–19); and

(2) The Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (Treaty Doc. No. 100–20).

The treaties were considered as having been read the first time, they were referred, with accompanying papers, to the Committee on Foreign Relations, and were ordered to be printed.

Page 12024

Messages From the House: **Page 12008**

Measures Referred: **Page 12008**

Statements on Introduced Bills: **Page 12008**

Amendments Submitted: **Page 12011**

Additional Cosponsors: **Page 12009**

Authority for Committees: **Page 12011**

Notices of Hearings: **Page 12011**

Additional Statements: **Page 12011**

Record Votes: Three record votes were taken today. (Total—154).

Pages 11981, 11982, 12001

Recess: Senate convened at 9:30 a.m., and recessed at 7:13 p.m., until 9:30 a.m., on Tuesday, May 24, 1988. (For Senate's program see the remarks of Senator Byrd in today's Record on page 12026.)

Committee Meetings

FARM CREDIT SYSTEM

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Credit held oversight hearings on the implementation of certain provisions of the Agricultural Credit Act (P.L. 100–233), focusing on the Federal Land Bank of Jackson, receiving testimony from Senator Exon; and Frank W. Naylor, Jr., Chairman, Jim R. Billington and Marvin R. Duncan, both Members, Eric P. Thor, President and Chief Executive Officer, Farm Credit System Assistance Board, and Robert A. Carson and David Waide, both Members, Board of Directors, First South Production Credit Association (Mississippi), all of the Farm Credit Administration Board.

Hearings continue on Thursday, June 16.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1989 for certain programs which fall within the subcommittee's jurisdiction, receiving testimony from Senators Bond and Cranston; Representative Beilenson; and Donald P. Hodel, Secretary of the Interior.

Subcommittee recessed subject to call.

ROYALTY MANAGEMENT SYSTEM

Committee on Energy and Natural Resources: Subcommittee on Mineral Resources Development and Production concluded oversight hearings on the Department of the Interior's royalty management program, focusing on audits concerning oil and gas leases on Federal and Indian lands, after receiving testimony from James R. Richards, Inspector General, William D. Bettenberg, Director, Minerals Management Service, and Roland G. Robison, Deputy Director, Bureau of Land Management, all of the Department of the Interior.

House of Representatives

Chamber Action

Bill Introduced: 1 public bill, H.R. 4657, was introduced.

Page 11945

Bills Reported: Reports were filed as follows:

H.R. 1580, to prohibit investments in, and certain other activities with respect to, South Africa, amended (H. Rept. 100–642);

H.R. 4556, to amend the provisions of the Agricultural Act of 1949 relating to certain cross compliance requirements under the extra long staple cotton program, amend (H. Rep. 100–643);

H.R. 4345, to amend the United States Grain Standards Act to extend through September 30, 1993, the authority contained in section 155 of the Omnibus Reconciliation Act of 1981 and Public Law 98–469 to charge and collect inspection and weighing fees, amended (H. Rept. 100–644); and

H.R. 3767, to authorize the United States Government to meet its obligations under the Treaty on Fisheries Between the Governments of Certain Pacific Island States and the Government of the United States of America, amended (H. Rept. 100–645).

Page 11945

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 11907

Railroad Safety: House voted to suspend the rules and agree to the conference report on S. 1539, to amend the Federal Railroad Safety Act of 1970—clearing the measure for Senate action.

Page 11908

Suspensions: House voted to suspend the rules and pass the following bills:

Continental scientific drilling: H.R. 2737, amended, to direct the cooperation of certain Federal entities in the implementation of the Continental Scientific Drilling Program. Subsequently, this passage was vacated and S. 52, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed;

Page 11914

Mineral resources research: H.R. 3977, amended, to authorize appropriations for the Mining and Mineral Resources Research Institute Act for fiscal years 1990 through 1993;

Page 11916

Sewall-Belmont House authorization: H.R. 2203, amended, to increase the amount authorized to be appropriated with respect to the Sewall-Belmont House National Historic Site;

Page 11917

Military use of Alaska lands: H.R. 2806, amended, to amend the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701) to permit temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, Department of the Interior. Agreed to amend the title;

Page 11918

Nevada land transfer: H.R. 4097, amended, to direct the Secretary of the Interior to transfer a certain parcel of land in Clark County, Nevada;

Page 11920

Upland cotton diversion program: H.R. 4615, amended, to establish for the 1988 through 1990 crops of upland cotton an optional acreage diversion program;

Page 11921

Extra long staple cotton: H.R. 4556, amended, to amend the provisions of the Agricultural Act of 1949 relating to certain cross compliance requirements under the extra long staple cotton program; and

Page 11923

Grain standards amendments: H.R. 4345, amended, to amend the United States Grain Standards Act to extend through September 30, 1993, the authority contained in section 155 of the Omnibus Reconciliation Act of 1981 and Public Law 98–469 to charge and collect inspection and weighing fees.

Page 11925

Retiree Benefits Bankruptcy Protection: House voted to suspend the rules and agree, with an amendment, to the Senate amendment to H.R. 2969, to amend chapter 11 of title 11 of the United States Code to improve the treatment of claims for certain retiree benefits of former employees—returning the measure to the Senate.

Page 11928

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 11935

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:33 p.m.

Committee Meeting

AIDS LEGISLATION

Committee on Energy and Commerce: Subcommittees on Health and the Environment began markup of AIDS counseling and testing legislation.

Will continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆

Tuesday, May 24, 1988

Senate

Chamber Action

Routine Proceedings, pages 12040–12100

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 2426–2428, and S. Res. 433–434.

Page 12091

Measures Reported: Reports were made as follows:

S. 2203, to extend the expiration date of title II of the Energy Policy and Conservation Act, with an amendment. (S. Rept. No. 100–355)

S. 1682, to increase the amount authorized to be appropriated with respect to the Sewall-Belmont House National Historic Site, with an amendment in the nature of a substitute. (S. Rept. No. 100–356)

H.R. 2652, to revise the boundaries of Salem Maritime National Historic Site, in the Commonwealth of Massachusetts, and for other purposes. (S. Rept. No. 100–357)

S. 1934, pursuant to the report ordered by P.L. 99–229, which directed the Architect of the Capitol and the Secretary of Transportation to undertake a study of the needs of the Federal judiciary for additional Federal office space, to authorize the Architect of the Capitol to contract for the design and construction of a building adjacent to Union Station in the District of Columbia to house agencies' offices in the judicial branch of the United States, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–358)

Page 12090

Measures Passed:

Solidarity Corner: Senate passed S. 2426, to designate 16th Street NW., Washington, DC, in front of the Polish Embassy, as "Solidarity Corner."

Page 12059

Directing Senate Legal Counsel: Senate agreed to S. Res. 434, to direct the Senate Legal Counsel to appear as amicus curiae in the name of the Senate in *United States of America* v. *John M. Mistretta,* Nos. 87–1904 and 87–7028, pending in the Supreme Court on cross-petitions for a writ of certiorari before judgment to the United States Court of Appeals for the Eighth Circuit.

Page 12100

INF Treaty: Senate continued consideration of Treaty Doc. No. 100–11, Treaty Between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Intermediate-Range and Shorter-Range Missiles, with a condition, taking action on additional amendments proposed thereto, as follows:

Pages 12045, 12057

Withdrawn:

(1) Helms Amendment No. 2115, to prevent reloading nuclear warheads on other types of delivery vehicles with ranges less than, equal to, or greater than the ranges of the systems covered by the proposed treaty.

Page 12077

A motion was entered to close further debate on the treaty and, pursuant to the provisions of rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, May 26.

Page 12077

Nominations Received: Senate received the following nominations:

William Andreas Brown, of New Hampshire, to be Ambassador to Israel.

17 Air Force nominations in the rank of General.

4 Army nominations in the rank of General.

Routine list of Air Force, Army, Navy and Marine Corps nominations.

Page 12100

Nomination Withdrawn: Senate received notification of the withdrawal of the nomination of John R. Wall, of Ohio, to be a Member of the Occupational Safety and Health Review Commission.

Page 12102

Messages From the President: **Page 12090**

Messages From the House: **Page 12090**

Measures Referred: **Page 12090**

Measures Ordered Placed on Calendar: **Page 12090**

Statements on Introduced Bills: **Page 12091**

Amendments Submitted: **Page 12094**

Additional Cosponsors: **Page 12092**

Authority for Committees: **Page 12096**

Notices of Hearings: **Page 12096**

Additional Statements: **Page 12097**

Recess: Senate convened at 9:30 a.m., and recessed at 7:36 p.m., until 9:30 a.m., on Wednesday, May 25, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 12100.)

U.S.-Canada Free Trade Agreement

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on the U.S.-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada, receiving testimony from Ambassador Alan F. Holmer, Deputy United States Trade Representative; Charles E. Roh, Jr., Associate General Counsel, Office of the U.S. Trade Representative; Peter Myers, Deputy Secretary of Agriculture, Ann M. Veneman, Associate Administrator, Foreign Agricultural Service, and Daniel E. Brinza, Deputy Assistant General Counsel, Foreign Agricultural and Commodity Stabilization Division, all of the Department of Agriculture; Kristen Allen, Resources for the Future, Washington, DC; and Frederick L. Ikenson, Customs and International Trade Bar Association, New York, New York.

Hearings were recessed subject to call.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, receiving testimony from numerous public witnesses.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered the following measures favorably reported:

S. 1776, to require U.S. coins to be redesigned, to require that one coin be redesigned to commemorate the Bicentennial of the U.S. Constitution, and to require profits from the sale of the proof sets of U.S. coins to be used to reduce the national debt, with an amendment in the nature of a substitute;

H.R. 3251, to direct the Secretary of the Treasury to mint coins commemorating the bicentennial of the U.S. Congress, with an amendment in the nature of a substitute;

S. 1987, to establish a separate program to provide housing assistance for Indians and Alaska Natives (pending on Senate Calendar);

An original bill (S. 2554) authorizing funds for fiscal years 1989 and 1990 for housing and shelter programs of the Stewart B. McKinney Homeless Assistance Act; and

The nominations of Michael E. Zacharia, of California, G. Philip Hughes, of Virginia, and James P. Moore, Jr., of Pennsylvania, each to be an Assistant Secretary of Commerce, and John K. Stewart, of California, to be a Member of the Board of Directors of the National Consumer Cooperative Bank.

Also, the committee agreed to certain provisions of the United States-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada.

FINANCIAL MARKETS

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings to review the conclusions and recommendations of the President's Working Group on Financial Markets, after receiving testimony from George D. Gould, Under Secretary of the Treasury for Finance; Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; David S. Ruder, Chairman, Securities and Exchange Commission; and Wendy Gramm, Chairman, Commodity Futures Trading Commission.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following measures:

S. 2209, to authorize funds for fiscal year 1989 for the National Aeronautics and Space Administration, with an amendment in the nature of a substitute (as approved by the committee, the bill authorizes $11,104,500,000 for research and development, space flight, control and data communications, construction of facilities, and research and program management);

S. 314, to require all telephones sold, rented, or distributed in the United States to be hearing aid compatible, with an amendment in the nature of a substitute;

S. 2424, to authorize funds for certain programs of the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipeline Safety Act of 1979, with technical amendments (as approved by the committee, the bill authorizes $3,683,000 for fiscal year 1988, $3,978,000 for fiscal year 1989, and $4,086,000 for fiscal year 1990, for the Natural Gas Pipeline Safety Act; $921,000 for fiscal year 1988, $995,000 for fiscal year 1989, and $1,021,000 for fiscal year 1990, for the Hazardous Liquid Pipeline Safety Act; and $5,000,000 for fiscal year 1988, $5,500,000 for fiscal year 1989, and $5,500,000 for fiscal year 1990, for State grant-in-aid);

S. 2417, to authorize a certificate of documentation for vessels *Ersa* and *Scotch 'N Water;*

S. 2331, to issue a fisheries license for the operation of the vessel *M/V Ocean Tempest;*

S. 1418, to authorize a certificate of documentation for the vessel *M/V Polar Ice;*

S. 2300, to issue a fisheries license for the operation of the vessel *M/V Ocean Cyclone;*

S. 2247, to repeal certain property conveyance restrictions placed upon property transferred to the Peninsula Airport Commission, Virginia, with amendments; and

The nominations of Lemoine V. Dickinson, Jr., of Virginia, to be a Member of the National Transportation Safety Board, Rear Admiral Clyde T. Lusk, Jr., as Vice Commandant, U.S. Coast Guard, with the grade of vice admiral while so serving, Vice Admiral James C. Irwin, as Commander, Atlantic Area, U.S. Coast Guard, with the grade of vice admiral while so serving, and a routine list of Coast Guard nominations received by the Senate on May 9, 1988.

TOURISM INDUSTRY

Committee on Commerce, Science, and Transportation: Subcommittee on Foreign Commerce and Tourism concluded hearings on exporting U.S. tourism, after receiving testimony from Eric Peterson, Deputy Under Secretary of Commerce for Travel and Tourism; William D. Toohey, Travel Industry Association of America, Gabriel Phillips, Air Transport Association, and Steven J. Slade, Trans World Airlines, all of Washington, DC; Bill Vervaeke, Trusthouse Forte, Inc., New York, New York; Stephen B. Richer, Nevada Commission on Tourism, Carson City, on behalf of the National Council of State Travel Directors; Paul Decker, Philadelphia Convention and Visitors Bureau, Philadelphia, Pennsylvania; and Deanna Starcher, Jamboree USA/Jamboree Tour Service, Wheeling, West Virginia.

AUTHORIZATIONS—DOE

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development concluded hearings on the President's proposed budget request for fiscal year 1989 for the Department of Energy, after receiving testimony in behalf of funds for the advanced nuclear reactor development program from Theodore J. Garrish, Assistant Secretary of Energy for Nuclear Energy Programs; James R. Schlesinger, Washington, DC; James J. O'Connor, Commonwealth Edison Company, Chicago, Illinois; John J. Taylor, Electric Power Research Institute, Palo Alto, California; and John W. Landis, Stone and Webster Engineering Corp., Boston, Massachusetts.

CHILDRENS HEALTH CARE

Committee on Finance: Committee held hearings to examine the status of primary health care for children, receiving testimony from Senator Chiles; James G. Jones, The American Academy of Family Physicians; Greenville, North Carolina; Jeannie I. Rosoff, The Alan Guttmacher Institute, and Sara Rosenbaum, Children's Defense Fund, both of Washington, DC; James M. Perrin, Massachusetts General Hospital, Boston, on behalf of the American Academy of Pediatrics; Barbara D. Matula, North Carolina Division of Medical Assistance, Raleigh, on behalf of the State Medicaid Directors Association of the American Public Welfare Association; Archie S. Golden, Chesapeake Health Plan, Baltimore, Maryland, on behalf of the Child Welfare League of America, Inc.; and Helene Botsonis, March of Dimes National Council of Volunteers, Amarillo, Texas.

Hearings continue on Thursday, May 26.

RICO REFORM/NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the following measures:

S. 1523, to revise the civil provisions of the Racketeer Influenced and Corrupt Organizations Act (RICO), with amendments; and

The nominations of William G. Cambridge, to be U.S. District Judge for the District of Nebraska, and Richard A. Schell, to be U.S. District Judge for the Eastern District of Texas.

AUTHORIZATIONS—DEPARTMENT OF JUSTICE

Committee on the Judiciary: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Justice, receiving testimony in behalf of funds for activities of the criminal division from John C. Keeney, Acting Assistant Attorney General, Criminal Division, Department of Justice.

Hearings continue on Thursday, May 26.

AGE DISCRIMINATION IN EMPLOYMENT ACT—WAIVER OF RIGHTS

Committee on Labor and Human Resources: Subcommittee on Labor concluded hearings on the waiver of rights provisions under the Age Discrimination in Employment Act of 1967, after receiving testimony from Senator Melcher; Richard Komer, Legal Counsel, Equal Employment Opportunity Commission; Carin Clauss, University of Wisconsin Law School, Madison; Judith Brown, American Association of Retired Persons, and Dennis Vaughn, on behalf of the U.S. Chamber of Commerce and the California Employment Council, both of Washington, DC; Nelson Marans, Silver Spring, Maryland; Donald Graham, Chesterfield, Missouri; and William Terrell, Rochester, New York.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 4658–4679; and 3 resolutions, H.J. Res. 576 and H. Res. 456 and 457 were introduced.

Page 12194

Bills Reported: Reports were filed as follows:

H.R. 3767, to authorize the United States Government to meet its obligations under the Treaty on Fisheries Between the Governments of Certain Pacific Island States and the Government of the United States of America, amended (H. Rept. 100–645, filed on May 23);

H.R. 2238, to amend the Federal Aviation Act of 1958 relating to general aviation accidents, amended (H. Rept. 100–646);

H. Res. 456, providing for the consideration of H.R. 4387, to authorize appropriations for fiscal year 1989 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System (H. Rept. 100–647);

H. Res. 457, waiving certain points of order against consideration of H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989 (H. Rept. 100–648);

H.R. 4418, to authorize appropriations for the National Science Foundation for fiscal years 1989 and 1990, amended (H. Rept. 100–649); and

H.R. 4561, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management, amended (H. Rept. 100–650).

Page 12193

Subcommittee To Sit: Subcommittee on Criminal Justice of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule this week.

Page 12103

Aging Council: The Speaker appointed Oscar P. Bobbitt of Austin, Texas, as a member on the part of the House from private life of the Federal Council on Aging.

Page 12103

Suspensions: House voted to suspend the rules and pass the following measures:

Targhee Forest lands: H.R. 4028, to authorize the Secretary of Agriculture to exchange certain national forest system lands in the Targhee National Forest;

Page 12108

Commercial space launch amendments: H.R. 4399, to facilitate commercial access to space;

Page 12110

Federal fire prevention: H.R. 4419, to authorize appropriations for activities under the Federal Fire Prevention and Control Act of 1974;

Page 12117

South Pacific tuna: S. 1989, to implement the Treaty on Fisheries Between the Governments of Certain Pacific Island States and the Government of the United States of America—clearing the measure for the President;

Page 12120

Merchant Marine Act amendments: S. 1988, to amend the Merchant Marine Act of 1920—clearing the measure for the President;

Page 12153

Ukraine Famine Commission: S. 2304, amended, to amend the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriation Act, 1986, to extend the life of the Commission on the Ukraine Famine;

Page 12156

Soviet human rights violations: H. Res. 455, protesting Soviet human rights violations, especially restrictive emigration regulations, and calling on the President to stress, at the Moscow summit meeting, the inherent link between respect for human rights and the achievement of lasting peace (agreed to by a yea-and-nay vote of 411 yeas, Roll No. 151); and

Pages 12158, 12169

Antiterrorism arms export amendments: H.R. 3651, amended to prohibit exports of military equipment to countries supporting international terrorism.

Page 12161

Organotin Antifouling Paint Control: House voted to suspend the rules and agree to the Senate amendment to the House amendment to the Senate amendment to H.R. 2210, to prohibit the use of certain antifouling paints containing organotin and the use of organotin compounds, purchased at retail, used to make such paints—clearing the measure for the President.

Page 12126

Trade: By a yea-and-nay vote of 308 yeas to 113 nays, Roll No. 150, the House voted to override the President's veto of H.R. 3, to enhance the competitiveness of American industry (two-thirds of those present voting in favor)—clearing the measure for Senate action.

Page 12132

Earlier, received and read a message from the President wherein he announced his veto of H.R. 3, and explained his reasons therefor—ordered printed (H. Doc. 100–200).

Page 12130

Purple Heart Museum Committee: House agreed to H. Con. Res. 126, recognizing and supporting the efforts of the National Purple Heart Museum Committee, and encouraging the people of the United States to participate, in the development of a national museum to honor those individuals awarded the Purple Heart.

Page 12170

Harness Horse Week: House passed H.J. Res. 378, to designate August 1–8, as "National Harness Horse Week".

Page 12171

Recycling Month: House passed H.J. Res. 469, to designate June 1988 as "National Recycling Month".

Page 12172

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 12193

Quorum Calls—Votes: One quorum call and two yea-and-nay votes developed during the proceedings of the House today and appear on pages 12131, 12152, 12169.

Adjournment: Met at noon and adjourned at 7:14 p.m.

Committee Meetings

WATER QUALITY PROGRAMS

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture continued hearings to review Department of Agriculture water quality programs. Testimony was heard from Peter C. Meyers, Deputy Assistant Secretary of Agriculture.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation approved for full Committee action the Department of Transportation appropriation bill for fiscal year 1989.

INCREASING ALLIED BURDENSHARING

Committee on Armed Services: Defense Burdensharing Panel concluded hearings on efforts to increase allied defense burdensharing in the future. Testimony was heard from William H. Taft IV, Deputy Secretary of Defense; and public witnesses.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Lt. Gen. Bradley C. Hosmer, President, National Defense University; Maj. Gen. Albin G. Wheeler, Commandant, Industrial College of the Armed Forces; and RAdm. John F. Addams, Commandant, National War College.

Hearings continue June 2.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Banking, Finance and Urban Affairs: Held a hearing on the U.S.-Canada Free Trade Agreement. Testimony was heard from Michael Bradfield, General Counsel, Board of Governors, Federal Reserve System; the following officals of the Department of the Treasury: Stephen J. Canner, Director, Office of International Investment; and Thomas J. Berger, Deputy Assistant Secretary, International Monetary Affairs.

EMERGENCY HOUSING ASSISTANCE ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on H.R. 4292, Emergency Housing Assistance Act of 1988. Testimony was heard from public witnesses.

GENERAL CAPITAL INCREASE IN THE WORLD BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance held a hearing on General Capital Increase in the World Bank 4: An Update on the Environmental Performance of the World Bank. Testimony was heard from Representative Porter; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported the following measures: H. Res. 224, expressing the sense of the House of Representatives regarding the importance of working women to our economy and our nation as a whole; H. Res. 261, expressing the sense of the House of Representatives regarding Hispanics in the labor market; H.R. 4638, amended, to amend the effective date provision of the Augustus F. Hawkins-Robert T. Stafford Elementary and Secondary School Improvement Amendments of 1988; H.R. 4592 to extend the authorization of appropriations for the United States Institute of Peace through fiscal year 1991; H.R. 4416, to extend the authorization of appropriations for titles V and VI of the Library Services and Construction Act through fiscal year 1989; H.R. 4585, to extend the authorization of appropriations for the Taft Institute through fiscal year 1991; and H.R. 4639, to amend the Higher Education Act of 1965 to prevent abuses in the Supplemental Loans for Students program under part B of title IV of the Higher Education Act of 1965.

AMERICAN CONSERVATION CORPS ACT; VOLUNTARY NATIONAL YOUTH SERVICE ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities continued hearings on the following bills: H.R. 18, American Conservation Corps Act of 1987; and H.R. 460, Voluntary National Youth Service Act. Testimony was heard from Representative Roybal; and public witnesses.

UNIFORM SAFETY ACT

Committee on Energy and Commerce: Continued markup of H.R. 1115, to amend the Uniform Safety Act to establish uniform safety standards.

Will continue tomorrow.

AIDS LEGISLATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued markup of AIDS counseling and testing legislation.

PROSPECTS FOR REUNIFICATION ON THE KOREAN PENINSULA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on the Prospects for Reunification on the Korean Peninsula. Testimony was heard from public witnesses.

MAHATMA GANDHI MEMORIAL

Committee on House Administration: Subcommittee on Libraries and Memorials held a hearing on H.R.

3455, to authorize the Indian American Forum for Political Education to establish a memorial to Mahatma Gandhi in the District of Columbia. Testimony was heard from Representatives Dymally, Morella and Mrazek; and public witnesses.

FEDERAL CRIMES ON INDIAN RESERVATIONS

Committee on Interior and Insular Affairs: Held an oversight hearing on investigation and prosecution of federal crimes on Indian Reservations. Testimony was heard from Bob A. Ricks, Deputy Assistant Director, Criminal Investigation Division, FBI, Department of Justice; Hazel Elbert, Deputy to Assistant Secretary, Indian Affairs (Tribal Services), Bureau of Indian Affairs, Department of the Interior; and a public witness.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 3431, amended, to release a reversionary interest of the United States in a certain parcel of land located in Bay County, Florida; and H.R. 4050, for the relief of certain persons in Riverside County, California, who purchased land in good faith reliance on an existing private land survey.

Prior to this action the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Hutto and McCandless; and Roland Robison, Deputy Director, Bureau of Land Management, Department of the Interior.

DROUGHT IN THE WEST

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on "Drought in the West". Testimony was heard from Dale Duvall, Commissioner, Bureau of Reclamation, Department of the Interior; Laverne Ausman, Deputy Under Secretary, Small Communities and Rural Development, USDA; and Robert C. Whiting, Deputy Director, Department of Water Resources, State of California.

FEDERAL EMPLOYEES LIABILITY REFORM AND TORT COMPENSATION ACT; OVERSIGHT INVESTIGATION

Committee on the Judiciary: Ordered reported H.R. 4612, Federal Employees Liability Reform and Tort Compensation Act of 1988.

The Committee also met in executive session to discuss the oversight investigation of the enforcement of narcotics, money laundering, and firearms laws.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT COURT JUDGE ALCEE L. HASTINGS

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on the inquiry into the conduct of U.S. District Court Judge Alcee L. Hastings. Testimony was heard from Roberto Martinez, former Assistant U.S. Attorney, Department of Justice; and a public witness.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries, Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action, as amended, the following bills: H.R. 4208, to authorize appropriations to carry out Title III of the Marine Protection, Research, and Sanctuaries Act of 1972 during fiscal years 1989, 1990, and 1992; and to mark up H.R. 4338, to amend the Marine Protection, Research and Sanctuaries Act of 1972 to impose special fees on the Ocean disposal of sewage sludge.

INTELLIGENCE AUTHORIZATION ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4387, Intelligence Authorization Act, Fiscal Year 1989. Testimony was heard from Chairman Stokes; and Representatives Hyde and Broomfield.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Rules: Granted a rule waiving clauses 2 and 6 of Rule XXI against specified provisions of H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989. No amendment to the bill is in order except the amendments printed in the report accompanying this resolution. Testimony was heard from Representatives Obey, Torricelli, Traficant, Edwards of Oklahoma, Smith of Nebraska, Walker, Inhofe and Dreier of California.

PAYMENT OF PHYSICIANS BY THE MEDICARE PROGRAM

Committee on Ways and Means: Subcommittee on Health held a hearing on Payment of Physicians by the Medicare program. Testimony was heard from Dr. William L. Roper, Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

UNRELATED BUSINESS INCOME TAX ISSUE

Committee on Ways and Means: Subcommittee on Oversight continued to meet in executive session to consider the unrelated business income tax issue.

Will continue tomorrow.

PROHIBIT INVESTMENTS IN SOUTH AFRICA

Permanent Select Committee on Intelligence: Subcommittee on Legislation met in executive session to conclude hearings on H.R. 1580, to prohibit investments in, and certain other activities with respect to, South Africa. Testimony was heard from Representatives Dellums and Gray of Pennsylvania; and from former Ambassador to the United Nations, Donald F. McHenry.

Joint Meeting

HEALTH CARE IN AMERICA

Joint Economic Committee: Subcommittee on Education and Health resumed hearings to review the future of health care in America, focusing on the role of medical technology, receiving testimony from Clyde Behney, Director of Health Programs, Office of Technology Assessment; Melroy D. Quasney, Associate Director, Information Management and Technology Division, General Accounting Office; Seymour Perry, Georgetown University Medical Center, Washington, DC; Stanley J. Reiser, University of Texas Health Science Center, Houston; Jack T. Myers, University of Pittsburgh, Pittsburgh, Pennsylvania; Homer R. Warner, Department of Medical Informatics, Salt Lake City, Utah; and Jerome H. Grossman, New England Medical Center, Boston, Massachusetts.

Hearings continue on Tuesday, June 14.

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Wednesday, May 25, 1988

Senate

Chamber Action

Routine Proceedings, pages 12287–12459

Measures Introduced: Six bills and five resolutions were introduced, as follows: S. 2429–2434, S. Res. 435, S.J. Res. 326–328, and S. Con. Res. 121.

Page 12395

Measures Reported: Reports were made as follows:

S. 1966, to amend the Public Health Service Act to improve information and research on biotechnology and the human genome, and for other purposes, with amendments. (S. Rept. No. 100–359)

S. 1265, to amend the Public Health Service Act and the Fair Labor Standards Act of 1938, to provide minimum health benefits for all workers in the United States, with an amendment in the nature of a substitute. (S. Rept. No. 100–360)

S. 2201, to make certain record rental provisions in title 17, United States Code, the Copyright Act, permanent. (S. Rept. No. 100–361)

Page 12395

Measures Passed:

Honoring Rev. Norman Vincent Peale: Senate agreed to S. Res. 435, extending heartfelt congratulations to Rev. Norman Vincent Peale on reaching his 90th year with vigor and good health.

Page 12304

Firearms Protection Act of 1988: The Committee on the Judiciary was discharged from the further consideration of H.R. 4445, to amend title 18, United States Code, to prohibit certain firearms especially useful to terrorists, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2180, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows:

Page 12305

Adopted:

(1) Metzenbaum Amendment No. 2126, to strike section 6, to permit consideration of pretrial detention for certain firearms and explosives offenses.

Page 12310

(2) McClure (for Dole and Wilson) Amendment No. 2127, to provide civil penalties for the manufacturing, entering into commerce or transporting of imitation firearms which do not have markings to make them readily identifiable.

Page 12311

S. 2180, Senate companion measure was subsequently indefinitely postponed.

Page 12458

Private Relief: Senate passed S. 425, for the relief of Sukhjit Kuldip Singh Saund.

Page 12457

Private Relief: Senate passed S. 1583, for the relief of Maria Antonieta Heird.

Page 12457

Private Relief: Senate passed S. 1842, for the relief of Mr. Wilhelm Jahn Schlechter, Mrs. Monica Pino Schlechter, Irgrid Daniela Schlechter, and Arturo David Schlechter. **Page 12457**

Private Relief: Senate passed S. 1972, for the relief of Irma Purisch and Daniel Purisch.

Page 12458

Extra Long Staple Cotton Program: Senate passed H.R. 4556, to amend the provisions of the Agricultural Act of 1949 relating to certain cross compliance requirements under the extra long staple cotton program. **Page 12458**

John O. Holly Building: Senate passed H.R. 4448, to designate the Cleveland Ohio General Mail Facility and Main Office in Cleveland, Ohio, as the "John O. Holly Building of the United States Postal Service", after agreeing to the following amendment proposed thereto:

Dole (for McCain and DeConcini) Amendment No. 2299, to designate the Granite Reef Aqueduct of the Central Arizona project as the "Hayden-Rhodes Aqueduct". **Page 12458**

Adjournment Resolution: Senate passed H. Con. Res. 306, providing for a conditional adjournment of the House of Representatives until June 1 and a conditional adjournment or recess of the Senate until June 6, 1988, after agreeing to the following amendment proposed thereto:

Byrd Amendment No. 2300, of a technical nature. **Page 12459**

INF Treaty: Senate continued consideration of Treaty Doc. No. 100–11, Treaty Between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Intermediate-Range and Shorter-Range Missiles, with a condition, taking action on additional amendments proposed thereto, as follows: **Pages 12299, 12314**

Adopted:

(1) Murkowski Modified Amendment No. 2297, to state a declaration that in any subsequent agreement between the United States and the Soviet Union regarding the reduction of strategic weapons it should be the position of the United States that no restrictions should be established on current or future nonnuclear air- or sea-launched cruise missiles developed or deployed by the United States or on nonnuclear or ground-launched cruise missiles of ranges not prohibited by the INF Treaty. **Page 12377**

(2) DeConcini Amendment No. 2122, to state a declaration and understandings regarding the future compliance by the Soviet Union with its commitments to respect human rights and fundamental freedoms. **Page 12377**

Rejected:

(1) By 9 yeas to 89 nays (Vote No. 155), Helms Amendment No. 2295, to provide that the parties understand and agree that the provision of materially misleading and false data in any exchange of data between the parties under the Memorandum of Understanding to the treaty or any other material breach of the treaty or its protocols by a party shall immediately give the other party the right to terminate, or withdraw from the treaty. **Page 12324**

(2) By 28 yeas to 69 nays (Vote No. 156), Hollings Amendment No. 2104, to restrict the definition of ground-launched cruise missiles to only nuclear ground-launched cruise missiles. **Page 12336**

Pending:

Byrd Amendment No. 2296 (to the committee condition), to establish common understanding that the Senate's advise and consent to ratification of the INF Treaty is subject to the condition, based on the Treaty Clause of the Constitution, that the President shall implement and interpret the Treaty in accordance with the common understanding of the Treaty shared by the President and the Senate, and that any interpretation or implementation of the Treaty which is inconsistent with such common understanding and which is not lawfully made pursuant to any subsequent statute or Treaty shall have no force or effect. **Pages 12336, 12371**

A unanimous-consent agreement was reached providing for further consideration of the Treaty and certain amendments proposed thereto. **Page 12456**

Senate will continue consideration of the Treaty on Thursday, May 26, with a cloture vote to occur thereon, following a live quorum.

Nominations Received: Senate received the following nominations:

Sheldon J. Krys, of Maryland, to be an Assistant Secretary of State.

Warren Zimmerman, of Virginia, to be Ambassador to the Socialist Republic of Yugoslavia.

Harold G. Christensen, of Utah, to be Deputy Attorney General.

Edward S.G. Dennis, Jr., of Pennsylvania, to be an Assistant Attorney General.

Richard L. Nygaard, of Pennsylvania, to be United States Circuit Judge for the Third Circuit.

Timothy L. Coyle, of California, to be an Assistant Secretary of Housing and Urban Development.

Robert O. Hunter, Jr., of California, to be Director of the Office of Energy Research.

John Alderson, of Virginia, to be Administrator of General Services.

38 Army nominations in the rank of general.

2 Navy nominations in the rank of admiral.

Routine lists of Army, Navy, and Marine Corps nominations. **Page 12459**

Messages From the House: **Page 12394**

Measures Referred: **Page 12395**

Measures Ordered Placed on Calendar: **Page 12395**

Communications: Page 12395

Statements on Introduced Bills: Page 12396

Amendments Submitted: Page 12418

Additional Cosponsors: Page 12415

Authority for Committees: Page 12441

Additional Statements: Page 12441

Record Votes: Two record votes were taken today. (Total—156)

Pages 12333, 12371

Recess: Senate convened at 9:30 a.m., and recessed at 11:39 p.m., until 10 a.m., on Thursday, May 26, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 12459.)

Committee Meetings

WHEAT SUPPLY

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production and Stabilization of Prices resumed hearings on the wheat supply situation, focusing on current stocks and production estimates for the upcoming harvest season, and to discuss the wheat export situation and programs to expand wheat sales overseas, receiving testimony from Peter C. Myers, Deputy Secretary of Agriculture, B. Randy Weber, Leader, Food and Grain Group, Agriculture Stabilization and Conservation Service, and Bob Milton, Agriculture Statistician, all of the Department of Agriculture; and Carl Schwensen, National Association of Wheat Growers, Roy M. Henwood, Millers' National Federation, and Winston Wilson, U.S. Wheat Associates, all of Washington, DC.

Subcommittee recessed subject to call.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia held hearings on proposed budget estimates for fiscal year 1989 for the government of the District of Columbia, receiving testimony from Mayor Marion S. Barry, Jr., and David A. Clarke, Chairman, District of Columbia City Council.

Hearings continue tomorrow.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies continued hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, receiving testimony from Senator Matsunaga; and numerous public witnesses.

Hearings continue tomorrow.

E-6A TACAMO BASING

Committee on Appropriations: Subcommittee on Military Construction held open and closed hearings to review the proposed E-6A Tacamo basing at Tinker Air Force Base in Oklahoma, receiving testimony from H. Lawrence Garrett III, Under Secretary of the Navy; and James McGovern, Under Secretary of the Air Force.

Subcommittee recessed subject to call.

NATIONAL BANKING SYSTEM

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on the condition of the national banking system and its insured fund, focusing on regional and sectoral problems, the international debt situation, and the overall performance of the banking industry, receiving testimony from Robert L. Clarke, Comptroller of the Currency; L. William Seidman, Chairman, Federal Deposit Insurance Corporation; and H. Robert Heller, Member, Board of Governors, Federal Reserve System.

Hearings were recessed subject to call.

LOCAL RAIL SERVICE ASSISTANCE PROGRAM

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings to review the local rail assistance program, focusing on effectiveness of the present program in terms of preservation of services, local economic effects, possible alternatives to the present program, and related measures, including S. 2174 and S. 2195, after receiving testimony from Senators Burdick and Harkin; Susan Coughlin, Deputy Administrator, Federal Railroad Administration; Horace B. Edwards, Kansas Department of Transportation, Topeka, on behalf of the National Conference of State Railway Officials of the American Association of State Highway and Transportation Officials; Chris Randall, South Dakota Department of Transportation, Pierre; Robert Evans, North Dakota State Highway Department, Bismarck; Paul Eckhoff, Iowa Rail User's Association, Steamboat Rock; Mike Barron, Ann Arbor Railroad, Howell, Michigan; Joe Stecher, West Point and Pacific Railway, Hooper, Nebraska; Larry Wood, Minnesota Valley Transportation Co., Inc., Redwood Falls; and James Kennedy, Railway Labor Executives' Association, Washington, DC.

ATLANTIC STRIPED BASS CONSERVATION ACT

Committee on Environment and Public Works: Subcommittee on Environmental Protection concluded hearings on S. 2384, to authorize funds for fiscal years 1989, 1990, and 1991 for programs of the Atlantic

Striped Bass Conservation Act, after receiving testimony from Gary Edwards, Assistant Director for Fisheries, U.S. Fish and Wildlife Service, Department of the Interior; James E. Douglas, Deputy Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration; Irwin M. Alperin, Atlantic States Marine Fisheries Commission, and Norville S. Prosser, Sport Fishing Institute, both of Washington, DC; Pete Jensen, Maryland Department of Natural Resources, Annapolis; and Bob Pond, Stripers Unlimited, South Attleboro, Massachusetts.

NOMINATIONS

Committee on Finance: Committee concluded hearings on the nominations of W. Allen Moore, of Virginia, to be Under Secretary of Commerce for International Trade, Jill E. Kent, of the District of Columbia, to be Assistant Secretary of the Treasury for Management, and Jan W. Mares, of Connecticut, to be Assistant Secretary of Commerce, after the nominees testified and answered questions in their own behalf.

ALCOHOL ABUSE AND ALCOHOLISM

Committee on Governmental Affairs: Committee held hearings to review the causes and consequences of alcohol abuse and alcoholism in the United States, focusing on what State and Federal governments can do to reduce alcohol-related disease and disability, receiving testimony from Otis R. Bowen, Secretary of Health and Human Services, Thomas R. Burke, Chief of Staff, Robert Trachtenberg, Deputy Administrator, Alcohol, Drug Abuse, and Mental Health Administration, and Enoch Gordis, Director, National Institute on Alcohol Abuse and Alcoholism, all of the Department of Health and Human Services; Anne D. Robertson, Mississippi Department of Mental Health, Jackson, representing the National Association of State Alcohol and Drug Abuse Directors; and Christine Lubinski, National Council on Alcoholism, Washington, DC.

Hearings continue tomorrow.

BALANCED BUDGET

Committee on the Judiciary: Subcommittee on the Constitution approved for full committee consideration S.J. Res., 11, proposing an amendment to the Constitution to provide for a balanced budget for the Federal Government, with an amendment in the nature of a substitute, in lieu of S.J. Res. 161.

U.S. DISTRICT COURT JURISDICTION

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on S. 1996, to grant U.S. district courts personal jurisdiction over citizens and subjects of foreign states in certain product liability actions, after receiving testimony from Douglas Besharov, American Enterprise Institute, Philip Lacovara, Hughers, Hubbard and Reed, and Eric Hard, Public Citizen's Congress Watch, all of Washington, DC; and Robert A. Sedler, Wayne State University School of Law, Detroit, Michigan.

RULES ENABLING ACT

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on H.R. 2182, to make technical and conforming amendments to the Federal criminal code, after receiving testimony from Benjamin R. Civiletti, Venable, Baetjer and Howard, on behalf of the American Bar Association, and Robert E. Richardson, Institute for Public Representation, Georgetown University Law School, both of Washington, DC; Janet Napolitano, Lewis and Roca, Phoenix, Arizona; John G. Koeltl, Association of the Bar of the City of New York, New York, New York; and Steve B. Burbank, University of Pennsylvania, Philadelphia.

ALTERNATIVE DISPUTE RESOLUTION ACT

Committee on the Judiciary: Subcommittee on Courts concluded hearings to review certain provisions of S. 2274, to authorize and encourage Federal agencies to use mediation, arbitration, and other techniques for the prompt and informal resolution of disputes, after receiving testimony from Marshall Breger, Chairman, Administrative Conference of the United States; Kay McMurray, Director, Federal Mediation and Conciliation Service; Lester Edelman, Chief Counsel, U.S. Army Corps of Engineers; and Walter Gellhorn, Columbia, University, New York, New York.

VETERANS' EDUCATION BENEFITS

Committee on Veterans' Affairs: Committee concluded hearings on S. 1997, to reduce the monthly reduction of an individual's basic pay for the provision of basic educational assistance and provide for the payment to survivors of basic educational assistance paid for, but unused, by the participant, S. 2307, to make certain improvements in the educational assistance programs for veterans and eligible persons, S. 2383, to extend eligibility for educational benefits under the Vietnam-era GI bill to certain service academy and senior reserve officer training corps graduates, and S. 820, to provide veterans' educational assistance benefits for flight training, after receiving testimony from Senator Daschle; R. John Vogel, Chief Benefits Director, Veterans' Administration; Stephen M. Duncan, Assistant Secretary of Defense for Reserve Affairs, and Lt. Gen. Anthony Lukeman, Deputy Assistant Secretary of Defense for Military Manpower and Personnel Policy; Charles R. Jackson, Non-Commissioned Officers Association, Robert W. Nolan, Fleet Reserve Association, Edward Smith, Association of the United States Army, Charles D. Partridge, National Association for Uniformed Services, Sam Walsh and Phil Wilkerson, both of The American Legion, Dennis Cullinan, Veterans of Foreign Wars of the United States, John Bollinger, Paralyzed Veterans of America, and Allan W. Ostar, American Association of State Colleges and Universities, all of Washington, DC; Sandra L. Ritter, Oakland Community College, Oakland, Michigan, on behalf of the American Association of Community and Junior Colleges; Bertie Rowland, National Association of Veterans Program Administrators, Chico, California; and Glenn Morris, Denver, Colorado, and Jon Westby, Minneapolis, Minnesota, both of the National Association of Veterans' Upward Bound Project Personnel.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4680–4691; and 7 resolutions, H.J. Res. 577 and 578, H. Con. Res. 306, and H. Res. 458–461, were introduced.

Page 12285

Bills Reported: Reports were filed as follows:

H.R. 3718, to authorize the refinancing of certain small business debentures, amended (H. Rept. 100–651);

H. Res. 458, providing for the consideration of H.R. 4561, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management (H. Rept. 100–652);

H. Res. 459, providing for the consideration of H.R. 4418, to authorize appropriations for the National Science Foundation for fiscal years 1989 and 1990 (H. Rept. 100–653);

H. Res. 460, providing for the consideration of H.R. 4505, to authorize appropriations to the Department of Energy for civilian research and development programs for fiscal year 1989 (H. Rept. 100–654);

H. Res. 461, waiving certain points of order against the conference report on H. Con. Res. 268, setting forth the congressional budget for the United States Government for the fiscal years 1989, 1990, and 1991, and against the consideration of such conference report (H. Rept. 100–655); and

H.R. 4150, to amend title 39, United States Code, with respect to the budgetary treatment of the Postal Service Fund, amended (H. Rept. 100–656).

Page 12285

Journal: By a yea-and-nay vote of 269 yeas to 128 nays, Roll No. 152, the House approved the Journal of Tuesday, May 24.

Page 12229

District Work Period: House agreed to H. Con. Res. 306, providing for a conditional adjournment of the House until June 1 and a conditional adjournment or recess of the Senate until June 6.

Page 12238

Foreign Operations Appropriations: By a yea-and-nay vote of 328 yeas to 90 nays, Roll No. 154, the House passed H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989.

Page 12239

Rejected the Myers of Indiana motion to recommit the bill to the Committee on Appropriations.

Page 12276

Agreed To:

The Smith of Florida amendment that strikes the earmarks for Economic Support Fund and Military Assistance Program grants for specified countries certified to be cooperating with United States narcotics control efforts;

Page 12265

The Walker amendment, as amended by the Obey substitute, that prohibits expenditure of funds in any workplace, including a workplace within any government or military force, that is not free of any illegal possession or use of controlled substances, which is made known to the Federal entity or official; and

Page 12267

The Obey amendment that prohibits expenditure of funds in any workplace, including a workplace within any government or military force, that is not free of any illegal possession or use of controlled substances, or bribery, tax evasion, graft, or price fixing, which is made known to the Federal entity or official to which funds are appropriated.

Page 12270

Points of order were sustained against the following amendments:

The Inhofe amendment that sought to increase the Economic Support Fund appropriation by $600,000 to assist in the restoration of the parliament building in Dominica;

Page 12255

The Hyde amendment that sought to prohibit the expenditure of appropriated funds after December 31, 1988, until the President submits to Congress a report which analyzes on a country-by-country basis the impact and effectiveness of the United States economic assistance provided during the preceding 3 fiscal years; and

Page 12270

The Dornan of California amendment that sought to prohibit aid to any country which has a treaty of friendship and cooperation with the Soviet Union, unless the President determined that such assistance was in the national interest.

Page 12273

H. Res. 457, the rule which waived certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 246 yeas to 154 nays, Roll No. 153.

Page 12234

Lottery Advertising Clarification: House passed H.R. 3146, to clarify certain restrictions on distribution of advertisements and other information concerning lotteries and similar activities.

Page 12278

Agreed to the committee amendment in the nature of a substitute.

Page 12282

Agreed To:

The Frank amendment that clarifies applicability of provisions to Indian country within a State;

Page 12280

The Frank technical amendment that provides severability language; and

Page 12280

The Wolf amendment that exempts casino gambling games conducted or operated by a gambling establishment from the provisions of the bill.

Page 12280

The Clerk was authorized to make technical and conforming corrections in the engrossment of the bill.

Page 12282

H. Res. 448, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 12278

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 12284

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 12229, 12237, 12276. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 4:30 p.m.

Committee Meetings

TONGASS NATIONAL FOREST

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy held a hearing to review issues related to the management of the Tongass National Forest. Testimony was heard from Senators Stevens and Murkowski; Representatives Mrazek and Young of Alaska; S. Dale Robertson, Chief, Forest Service, USDA.

Hearings continue tomorrow.

IMPORTED TOBACCO

Committee on Agriculture: Subcommittee on Tobacco and Peanuts held a hearing to review imported tobacco issues. Testimony was heard from Verner N. Grise, Tobacco Analyst, Fruits, Vegetables, Sweetners and Tobacco Branch, Commodity Economics Division, Economic Research Service, USDA.

HUD-INDEPENDENT AGENCIES APPROPRIATION BILL

Committee on Appropriations: Ordered reported the HUD-Independent Agencies appropriation bill for fiscal year 1989.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on Financing and Other Uses; Economic Development and Regulation; and on Public Safety and Justice. Testimony was heard from the following official of the District of Columbia; Kent T. Cushenberry, Chairman, Board of Directors, Washington Convention Center; Raymond H. Skinner, Acting Executive Director, Office of Business and Economic Development; Cortland Cox, Acting Director, Office of International Business; Donald Murray, Director, Consumer Affairs; Patricia Worthy, Chairman, Public Service Commission; Maurice Turner, Police Chief; Theodore Coleman, Fire Chief; and Frederick Cooke, Corporation Counsel.

NATIONAL DEFENSE AUTHORIZATION BILL

Committee on Armed Services: Subcommittee on Investigations held a hearing on the House provision in the 1989 national defense authorization bill (H.R. 4264) establishing an Assistant Secretary of Defense for Intelligence and an Assistant Secretary of Defense for Command, Control and Communications. Testimony was heard from Representatives Mavroules and Hyde; from the following officials of the Department of Defense: William H. Taft, IV, Deputy Secretary; and Maj. Gen. G.L. Butler, Vice Director, J–5, Joint Chiefs of Staff; and Donald Latham, former Assistant Secretary, Command, Control, Communications and Intelligence, Department of Defense.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Banking, Finance and Urban Affairs: Ordered reported implementing legislation on the U.S.-Canada Free Trade Agreement.

SECURITIES FUTURES MARKET CREDIT PROTECTION ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy concluded hearings on H.R. 3597, Securities Futures Market Credit Protection Act. Testimony was heard from Wayne D. Angell, Member, Board of Governors, Federal Reserve System; Wendy Gramm, Chairman, Commodity Futures Trading Commission; William J. Brodsky, President, Chicago Mercantile Exchange; and Karsten Mahlmann, Chairman, Chicago Board of Trade.

CONVEYANCE TO THE COLUMBIA HOSPITAL FOR WOMEN

Committee on the District of Columbia: Subcommittee on Fiscal Affairs and Health approved for full Committee action, as amended, H.R. 2909, to authorize the conveyance of certain parcels of land in the District of Columbia to the Columbia Hospital for Women.

JOBS FOR EMPLOYABLE DEPENDENT INDIVIDUALS ACT

Committee on Education and Labor: Held a hearing on H.R. 2246, Jobs for Employable Dependent Individuals Act. Testimony was heard from public witnesses.

COMMUNITY AND MIGRANT HEALTH CENTERS AMENDMENTS

Committee on Energy and Commerce: Ordered reported, as amended, H.R. 4503, Community and Migrant Health Centers Amendments of 1988.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on the following bills: H.R. 4089, Natural Gas Transition Act of 1988; and H.R. 3445, Natural Gas Consumers Protection Act. Testimony was heard from Joshua Twilley, Commissioner, Public Service Commission, State of Delaware; Alan R. Schriber, Commissioner, Public Utilities Commission, State of Ohio; and public witnesses.

RECENT DEVELOPMENTS IN THE UNITED NATIONS SYSTEM

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on International Operations held a joint hearing on Recent Developments in the United Nations System. Testimony was heard from Richard S. Williamson, Assistant Secretary, Bureau of International Organization Affairs, Department of State.

DEFENSE SAVINGS ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 4481, Defense Savings Act. Testimony was heard from Representatives Hefner, Armey and Madigan; James C. Miller, III, Director, OMB; John Katzen, Assistant Secretary, Production and Logistics, Department of Defense; Earl Jones, Commissioner, Federal Property Resources Service, GSA; and Milton S. Socolar, Special Assistant to the Comptroller General, GAO.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 3617, amended, for the relief of the Coushatta Tribe of Louisiana; H.R. 2794, amended, Geothermal Steam Act Amendments of 1987; H.R. 3559, amended, to authorize the acquisition of 25 acres to be used for an administrative headquarters for Canaveral National Seashore; and H.R. 3880, to extend the authorization for the Upper Delaware Citizens Advisory Council for an additional 10 years.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT JUDGE ALCEE L. HASTINGS

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on the inquiry into the conduct of U.S. District Court Judge Alcee L. Hastings. Testimony was heard from John Doar, former Special Counsel to the Investigating Committee of the Eleventh Circuit; Anthony Alaimo, Chief Judge, U.S. District Court, Southern District of Georgia; and Wm. Terrell Hodges, Chief Judge, U.S. District Court, Middle District of Florida.

When called to testify, William Borders invoked the Fifth Amendment in refusing to reply to questions.

Hearings continue tomorrow.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the Kerner Commission Report developing a "New Civil Rights Agenda". Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following bills: H.R. 4030, amended, to strengthen certain fish and wildlife laws; H.R. 4365, to designate the Sunderland National Salmon Station located in Sunderland, MA; as the "Richard Cronin National Salmon Station"; H.R. 2513, amended, to require that a study be undertaken regarding the fishery resources and habitats of the Russian River (California); H.R. 4124, amended, to authorize appropriations to carry out the Atlantic Striped Bass Conservation Act for fiscal years 1989 through 1991; H.R. 4621, amended, to approve the extension of the Governing International Fisheries Agreement between the United States and the German Democratic Republic; H.R. 4123, to authorize appropriations to carry out the National Aquaculture Act of 1980 for fiscal years 1989, 1990, and 1991; H.R. 3918, amended, to authorize expenditures for boating safety programs; and H.R. 4200, amended, to authorize appropriations for fiscal year 1989 for certain maritime programs of the Department of Transportation and the Federal Maritime Commission.

PROTECTION OF WATER QUALITY IN COASTAL WATERS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and Environment and the Subcommittee on Oceanography held a joint hearing on Protection of Water Quality in Coastal Waters. Testimony was heard from Martha Prothro, Director, Office of Water Regulations and Standards, EPA; John B. Pearce, Deputy Director, Northeast Fisheries Center, National Marine Fisheries Service, NOAA, Department of Commerce; Charles Wakild, Chief, Water Quality Section, Division of Environmental Management, State of North Carolina; Richard Powers, Assistant Chief, Surface Water Quality Division, Department of Natural Resources, State of Michigan; and a public witness.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on the following bills: H.R. 2943, United States Secret Service Uniformed Division Salary Adjustment Act of 1987; and H.R. 2944, United States Park Police Salary Adjustment Act of 1987. Testimony was heard from Claudia Cooley, Associate Director, Personnel Systems and Oversight, OPM; Gerald L. Hilsher, Deputy Assistant Secretary, Law Enforcement, Department of the Treasury; Manus J. Fish, Jr., Regional Director, National Capital Area, National Park Service, Department of the Interior; and public witnesses.

HAZARDOUS MATERIALS TRANSPORTATION ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on proposals to amend the Hazardous Materials Transportation Act. Testimony was heard from Representative Rowland of Connecticut; M. Cynthia Douglass, Administrator, Research and Special Programs Administration, Department of Transportation; Jim Makris, Director, Emergency Response Preparedness Staff, Office of Solid Waste and Emergency Response, EPA; Denzel L. Fisher, Emergency Management Specialist, Technological Hazards, Division, Federal Emergency Management Agency; Hugh L. Thompson, Jr., Director, Office of Nuclear Material Safety and Safeguards, NRC; and public witnesses.

NASA AUTHORIZATION

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4561, Multiyear National Aeronautics and Space Administration Authorization Act. Testimony was heard from Chairman Roe; and Representatives Nelson of Florida and Walker.

NSF AUTHORIZATION

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4418, National Science Foundation Authorization Act for Fiscal Years 1989 and 1990. Testimony was heard from Chairman Roe; and Representatives Walgren and Boehlert.

DEPARTMENT OF ENERGY CIVIL RESEARCH AND DEVELOPMENT AUTHORIZATION ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4505, Department of Energy Civil Research and Development Authorization Act for Fiscal Year 1989. Testimony was heard from Chairman Roe; and Representative Lloyd.

CONFERENCE REPORT—CONCURRENT BUDGET RESOLUTION

Committee on Rules: Granted a rule waiving all points of order against the conference report on H. Con. Res. 268, setting forth the congressional budget for the United States Government for the fiscal years 1989, 1990, and 1991, and against its consideration. The rule provides that the chairman of the Budget Committee has until June 1, 1988, to file a report in the House containing the allocations required to be made pursuant to section 302(a) of the Budget Act. The report shall be printed as, and is considered to be, a report of the Budget Committee and the allocations made in the report are considered to be the allocations required to be in the joint explanatory statement accompanying the conference report. Finally, the rule provides that Rule XLIX does not apply with respect to the adoption by the Congress of the conference report. Testimony was heard from Chairman Gray.

UNRELATED BUSINESS INCOME TAX ISSUE

Committee on Ways and Means: Subcommittee on Oversight continued to meet in executive session to consider the unrelated business income tax issue.

Joint Meeting

MEDICARE CATASTROPHIC PROTECTION ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2470, to amend title XVIII of the Social Security Act, to provide protection against catastrophic medical expenses under the medicare program.

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Thursday, May 26, 1988

Senate

Chamber Action

Routine Proceedings, pages 12565–12744

Measures Introduced: Nine bills and two resolutions were introduced, as follows: S. 2435–2443, S.J. Res. 329, and S. Con. Res. 122.

Page 12717

Measures Reported: Reports were made as follows:

S. 1381, to improve cash management by executive agencies, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–362)

S. 2188, to amend section 307 of the Federal Employees' Retirement System Act of 1986.

S. 2222, to amend the Public Health Service Act, to reauthorize programs relating to the National Research Institutes established under title IV of such Act, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–363)

S. 2443, to reorganize the functions of the Nuclear Regulatory Commission, to promote more effective regulation of atomic energy for peaceful purposes. (S. Rept. No. 100–364)

Page 12717

INF Treaty: Senate continued consideration of Treaty Doc. No. 100–11, Treaty Between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Intermediate-Range and Shorter-Range Missiles, with a condition, taking action on additional amendments proposed thereto, as follows: **Page 12568**

Adopted:

(1) By unanimous vote of 96 yeas (Vote No. 157), Nunn-Warner Amendment No. 2302 (to the resolution of ratification), to provide that the advice and consent of the Senate to the ratification of the INF Treaty is further subject to the condition that in connection with the exchange of the instruments of ratification pursuant to Article XVII of the Treaty, the President shall obtain the agreement of the Soviet Socialist Republics that the agreement concluded by exchange of notes in Geneva on May 12, 1988, between the United States and the Soviet Union as to the application of the Treaty to intermediate-range and shorter-range missiles flight-tested or deployed to carry or be used as weapons based on either current of future technologies and as to the related question of the definition of the term "weapon-delivery vehicle" as used in the Treaty, and the agreement minute of May 12, 1988, signed by Ambassador Glitman and Col. Gen. N. Chervov reflecting the agreement of the parties regarding certain issues related to the Treaty, are of the same force and effect as the provisions of the Treaty.

Page 12569

(2) Helms Amendment No. 2303 (to Amendment No. 2302), of a perfecting nature, adding the agreements signed on May 21, 1988, in Vienna and Moscow, respectively, correcting the site diagrams and certain technical errors in the Treaty.

Page 12569

(3) By 72 yeas to 27 nays (Vote No. 158), Byrd Amendment No. 2305 (to the committee condition to the resolution of ratification), to provide that the Senate's advice and consent to ratification of the INF Treaty is subject to the condition, based on the Treaty Clauses of the Constitution, that (1) the United States shall interpret the Treaty in accordance with the common understanding of the Treaty shared by the President and the Senate at the time the Senate gave its advice and consent to ratification; (2) such common understanding is based on (a) the text of the Treaty and the provisions of the resolution of ratification, and (b) the authoritative representations which were provided by the President and his representatives to the Senate and its Committees, in seeking Senate consent to ratification, insofar as such representations were directed to the meaning and legal effect of the text of the Treaty; (3) the United States shall not agree to or adopt an interpretation different from that common understanding except pursuant to Senate advice and consent to a subsequent treaty or protocol, or the enactment of a statute; and (4) if, subsequent to ratification of the Treaty, a question arises as to the interpretation of a provision of the Treaty on which no common understanding was reached in accordance with paragraph (2), that provision shall be interpreted in accordance with applicable United States law.

Page 12593

Rejected:

Wilson Amendment No. 2325, to provide that the only interpretations of the Treaty which bind the United States are those which are equally binding on the Soviet Union under applicable international law. (By 53 yeas to 45 nays (Vote No. 160), Senate tabled the amendment.)

Page 12677

Withdrawn:

(1) Byrd Amendment No. 2296 (to the committee condition to the resolution of ratification), to establish common understanding that the Senate's advice and consent to ratification of the INF Treaty is subject to the condition, based on the Treaty Clause of the Constitution, that the President shall implement and interpret the Treaty in accordance with the common understanding of the Treaty shared by the President and the Senate, and that any interpretation or implementation of the Treaty which is inconsistent with such common understanding and which is not lawfully made pursuant to any subsequent statute or Treaty shall have no force or effect.

Pages 12569, 12593

(2) Cranston Amendment No. 2320 (to Amendment No. 2317), of a perfecting nature, to include in the resolution of ratification a unilateral declaration of the Senate regarding Strategic Arms Reductions Talks.

Page 12657

Pending:

(1) Helms Amendment No. 2317 (to the resolution of ratification), to include in the instruments of ratification a unilateral declaration of the United States that, as an integral factor in its decision to adhere to the Treaty, it intends to continue to negotiate with the Union of Soviet Socialist Republics a treaty effecting reductions in strategic nuclear forces of the parties and, in conjunction with its NATO allies, to negotiate a treaty effecting reductions in the conventional forces of NATO and the Warsaw Pact, and in so doing, that it shall be guided by certain enumerated principles and considerations. (By 38 yeas to 60 nays (Vote No. 159), Senate earlier failed to table the amendment.)

Page 12657

(2) Wallop Amendment No. 2324, to provide for a United States response to possible violations of the INF Treaty. (Pending is a motion to table the amendment.)

Page 12666

Retiree Benefits Bankruptcy Protection: Senate concurred in the amendment of the House to the Senate amendment to H.R. 2969, to amend chapter 11 of title 11 of the United States Code, to improve the treatment of claims for certain retiree benefits of former employees.

Page 12696

Messages From the House: **Page 12716**

Measures Referred: **Page 12716**

Statements on Introduced Bills: **Page 12717**

Amendments Submitted: **Page 12725**

Additional Cosponsors: **Page 12725**

Authority for Committees: **Page 12731**

Notices of Hearings: **Page 12731**

Additional Statements: **Page 12731**

Record Votes: Four record votes were taken today. (Total—160)

Pages 12592, 12655, 12664, 12681

Recess: Senate convened at 10 a.m., and recessed at 10:51 p.m., until 10 a.m., on Friday, May 27, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 12696.)

Committee Meetings

PACIFIC RIM NATIONS

Committee on Appropriations: Subcommittee on Defense concluded hearings on defense posture in the Pacific rim nations, after receiving testimony from Richard L. Armitage, Assistant Secretary of Defense for International Security Affairs; Gaston J. Sigur, Assistant Secretary of State for East Asia; and Gen. Louis Menetrey, Commander, U.S. Forces, Korea.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia continued hearings on proposed budget estimates for fiscal year 1989 for the government of the District of Columbia, receiving testimony in behalf of funds for their respective activities from William C. Pryor, Chief Judge, District of Columbia Court of Appeals; Fred B. Ugast, Chief Judge, Superior Court of the District of Columbia; Larry P. Polansky, Executive Officer, District of Columbia Courts; Linda Cropp, President, and Andrew Jenkins, Acting Superintendent of Schools, both of the District of Columbia Board of Education; and Arrington Dixon, Chairman, District of Columbia Taxicab Commission.

Subcommittee recessed subject to call.

APPROPRIATIONS—MILITARY ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1989 for defense security assistance programs, receiving testimony from John C. Whitehead, Deputy Secretary of State; Edward J. Derwinski, Under Secretary of State for Security Affairs; and Lt. Gen. Charles W. Brown, Director, Defense Security Assistance Agency.

Subcommittee will meet again on Wednesday, June 8.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies continued hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, receiving testimony from numerous public witnesses.

Subcommittee will meet again on Tuesday, June 7.

THRIFT INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on the condition of the thrift industry, receiving testimony from M. Danny Wall, Chairman, Federal Home Loan Bank Board.

Hearings were recessed subject to call.

AUTHORIZATIONS—MARITIME PROGRAMS

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings on proposed legislation authorizing funds for fiscal year 1989 for certain maritime programs of the Department of Transportation and the Federal Maritime Commission, after receiving testimony from John A. Gaughan, Administrator, Maritime Administration, Department of Transportation; Elaine Chao, Chairman, Federal Maritime Commission; Rear Adm. Walter T. Piotti, Jr., USN, Commander, Military Sealift Command, Department of the Navy; Rear Adm. Floyd H. Miller, USN (Ret.), State University of New York Maritime Academy, Fort Schuyler, New York; Rear Adm. John Aylmer, USMS, Massachusetts Maritime Academy, Buzzards Bay; Rear Adm. James F. McNulty, USMS, Great Lakes Maritime College, Traverse City, Michigan; and William J. Merrell, Texas Maritime Academy, Galveston.

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on transportation implications of the U.S.-Canada Free Trade Agreement, signed on January 2, 1988, to provide increased economic activity, higher trade levels, jobs, and enhanced competitiveness for the U.S. and Canada, after receiving testimony from Senators Burdick and Melcher; William Merkin, Deputy Assistant to the U.S. Trade Representative for Canada, Office of the U.S. Trade Representative; Ann Veneman, Associate Administrator, Keith Klindworth, Economist, and Frank Gomme, Trade Marketing Analyst, all of the Foreign Agricultural Service, and Daniel Brinza, Deputy Assistant General Counsel, all of the Department of Agriculture; Dan McGuire, Nebraska Wheat Board, Lincoln; and David Senter, American Agriculture Movement, Inc., Washington, DC.

TALLGRASS PRAIRIE NATIONAL PRESERVE

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 1967, to provide for the establishment of the Tallgrass Prairie National Preserve in the State of Oklahoma, after receiving testimony from Senator Boren; Representative Mickey Edwards; William Penn Mott, Jr., Director, National Park Service, Department of the Interior; Joseph H. Williams, The Nature Conservancy, J.M. Graves, Oklahoma Independent Petroleum Association, David Martinez, Sierra Club, and John Kennington, Oklahoma Audubon Council, all of Tulsa, Oklahoma; Mayor Michael Wachtman, Lee Holcombe and Bransford H. Shoemake, both of the Tallgrass Prairie Preserve Task Force, Harvey Payne, Oklahoma Wildlife Federation, Ralph R. Adkisson, Osage Tribal Council, William B. Ricketts, Osage County Cattlemen's Association, Stanlee Ann Mattingly, Osage Indian Tribe, William C. Whetsell, Wilmar, Incorporated, and Crayton O. Bolton, Friends of the Osage, all of Pawhuska, Oklahoma; Bill Supernaw, Osage County Democratic Central Committee, Skiatook, Oklahoma; Vernon Young, Shidler Public School, Shidler, Oklahoma; and Charles Cushman, National Inholders Association, Washington, DC.

RIGHT TO KNOW ACT

Committee on Environment and Public Works: Subcommittee on Superfund and Environmental Oversight concluded oversight hearings on the implementation of the Emergency Planning and Community Right to Know Act (Title III of P.L. 99–499), after receiving testimony from Representative Florio; J. Winston Porter, Assistant Administrator for Solid Waste and Emergency Response, Victor Kimm, Deputy Assistant Administrator for Pesticides and Toxic Substances, James L. Makris, Director, Preparedness Staff, Charles L. Elkins, Director, Office of Toxic Substances, and Frederick F. Stiehl, Associate Enforcement Counsel, Office for Enforcement and Compliance Monitoring, all of the Environmental Protection Agency; Gerald V. Poje, National Wildlife Federation, and George A. Rodenhausen, Hoechst Celanese Corporation, on behalf of the Chemical Manufacturers Association, both of Washington, DC; Peter F. Smith, Fire Fighters Association of New Jersey, Trenton; Sandy Buchanan, Ohio Emergency Response Commission, Columbus; Robert Brown, Hopewell, Virginia; Karl F. Birns, Kansas Department of Health and Environment, Topeka; and Jorge H. Berkowitz, New Jersey Department of Environmental Protection, Trenton.

CHILDRENS HEALTH CARE

Committee on Finance: Committee resumed hearings to examine the status of primary health care for children, receiving testimony from Alexander R. White, Jr., Santa Rosa Children's Hospital, San Antonio, Texas, on behalf of the National Association of Children's Hospitals and Related Institutions, Inc.; Val J. Halamandaris, National Association for Home Care, and Larry B. Silver, American Psychiatric Association, both of Washington, DC; Mark E. Swanson and Billy S. Arant, Jr., both of the University of Texas, Southwestern Medical Center, Dallas, testifying on behalf of the American Society of Pediatric Nephrology; Alfred Healy, University of Iowa, Hospitals and Clinics, Iowa City, on behalf of the American Academy of Pediatrics, and the Consortium for Citizens with Developmental Disabilities; William A. Neal, West Virginia University School of Medicine, Morgantown; and Arnold C.G. Platzker, Children's Hospital of Los Angeles, and University of California, Los Angeles, on behalf of the American Lung Association.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of William G. Walker, of California, to be Ambassador to the Republic of El Salvador, after the nominee testified and answered further questions in his own behalf.

PANAMA

Committee on Foreign Relations: Subcommittee on Western Hemisphere and Peace Corps Affairs met in closed session to receive a briefing on the situation in Panama from Elliott Abrams, Assistant Secretary of State for Inter-American Affairs; and Robert Pastorino, Deputy Assistant Secretary of Defense for International Security Agency.

ALCOHOL ABUSE AND ALCOHOLISM

Committee on Governmental Affairs: Committee continued hearings to review the causes and consequences of alcohol abuse and alcoholism in the United States, focusing on biological and environmental determinants, receiving testimony from Donald Goodwin, University of Kansas School of Medicine, Lawrence; Barbara Lex, McLean Hospital, Belmont, Massachusetts; Robin Room, Medical Research Institute, Berkeley, California; George Vaillant, Dartmouth University, Hanover, New Hampshire; Henri Begleiter, State University of New York, Health Science Center, Brooklyn; Shirley Hill, University of Pittsburgh School of Medicine, Pittsburgh; and Ting-Kai Li, Indiana University Medical Center, Indianapolis.

Hearings continue on Thursday, June 16.

U.S. POSTAL SERVICE

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office, and Civil Service, concluded hearings to review the annual report of the U.S. Postal Service, after receiving testimony from Anthony M. Frank, Postmaster General, Michael S. Coughlin, Deputy Postmaster General, Louis A. Cox, General Counsel, Law Department, and Comer S. Coppie, Senior Assistant Postmaster General, Finance and Planning, all of the U.S. Postal Service.

AUTHORIZATIONS—DEPARTMENT OF JUSTICE

Committee on the Judiciary: Committee resumed hearings on proposed legislation authorizing funds for fiscal year 1989 for the Department of Justice, receiving testimony in behalf of funds for activities of the Civil Rights Division from William Bradford Reynolds, Assistant Attorney General Civil Rights Division, Department of Justice.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Labor and Human Resources: Committee ordered favorably reported the nominations of Richard V. Backley, of Virginia, and L. Clair Nelson, of Virginia, each to be a Member of the Federal Mine Safety and Health Review Commission, Arthur C. Beale, of Massachusetts, and Willard L. Boyd, of Illinois, each to be a Member of the National Museum Services Board, Alvin H. Bernstein, of Rhode Island, Patrick Butler, of Maryland, Edwin J. Delattre, of Maryland, Charles R. Ritcheson, of California, and William P. Wright, Jr., of Texas, each to be a Member of the National Council on the Humanities, Richard C. Crawford, of Oklahoma, and Gary E. Wood, of Texas, each to be a Member of the Board of Trustees of the Harry S. Truman Scholarship Foundation, Barry M. Goldwater, Jr., of California, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation, John E. Higgins, Jr., of Maryland, to be a Member of the National Labor Relations Board, Frances Mathews, of Colorado, and Carol P. Whitten, of Maryland, each to be a Member of the National Advisory Council on Educational Research and Improvement, Susan S. Suter, of Illinois, to be Commissioner, Rehabilitation Services, Department of Education, and Public Health Service Corps lists of nominations received by the Senate on May 9, 1988.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered the following bills favorably reported:

S. 2153, to provide for the settlement of the water rights claims of the Salt River Pima-Maricopa Indian

Community In Maricopa County, Arizona, with an amendment in the nature of a substitute;

S. 1509, to provide health promotion and disease prevention services to Indians; and

H.R. 2615, to provide that United States' interest in specified lands shall be held in trust for the benefit of the Pechanga Band of Luiseno Mission Indians of California as part of the Pechanga Indian Reservation.

FEDERAL RECOGNITION OF INDIAN TRIBES

Select Committee on Indian Affairs: Committee concluded oversight hearings on the Federal Acknowledgement Petition (FAP) process for Federal recognition of Indian Tribes, after receiving testimony from Hazel Albert, Deputy to the Assistant Secretary, Bureau of Indian Affairs, Department of the Interior; Herman A. Williams, Tulalip Tribes, Inc., Tulalip, Washington; Cecile Maxwell, Duwamish Tribe, representing the Samish Tribe, Snohomish Tribe, Snoqualmie Tribe, Steilacoom Tribe, Cowlitz Tribe and the Chinook Tribe of Washington State; Ileen Sylvester, Cook Inlet Tribal Council and Bristol Native Association, Dillingham, Alaska; Adolph Dial and Arlinda Locklear, both of the Lumbee Tribe, Pembroke, North Carolina; and Faith Roessel, Native American Rights Fund, Allogan Slagle, National Indian Lutheran Board, and Raymond Fogelson and Joseph Jorgensen, both of the American Anthropological Association, all of Washington, DC.

House of Representatives

Chamber Action

Bills Introduced: 24 public bills, H.R. 4692–4715; 1 private bill, H.R. 4716; and 6 resolutions, H.J. Res. 579–582, H. Con. Res. 307, and H. Res. 462 were introduced.

Page 12562

Bills Reported: Reports were filed as follows:

H.R. 4211, to reauthorize the National Ocean Pollution Planning Act of 1978 for fiscal years 1989 and 1990, amended (H. Rept. 100–657);

Conference report on H. Con. Res. 268, setting forth the congressional budget for the United States Government for the fiscal years 1989, 1990, and 1991 (H. Rept. 100–658);

Conference report on H.R. 1212, to prevent the denial of employment opportunities by prohibiting the use of lie detectors by employers involved in or affecting interstate commerce (H. Rept. 100–659); and

S. 952, to improve the administration of justice by providing greater discretion to the Supreme Court in selecting the cases it will review (H. Rept. 100–660).

Page 12561

Journal: By a yea-and-nay note of 253 yeas to 118 nays, Roll No. 155, the House approved the Journal of Wednesday, May 25.

Page 12490

Late Reports: Committee on Appropriations received permission to have until midnight tonight to file reports on bills making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989; making appropriations for Rural Development, Agriculture, and Related agencies programs for the fiscal year ending September 30, 1989; and making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1989; and

Page 12491

Conferees received permission to have until midnight Tuesday, May 31, to file a conference report on H.R. 2470, Medicare Catastrophic Protection Act of 1987.

Page 12491

Intelligence Authorizations: House passed H.R. 4387, to authorize appropriations for fiscal year 1989 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System.

Page 12491, 12492

Agreed to:

The committee amendment;

Page 12529

The McHugh amendment that makes technical adjustments in retirement annuities and survivor benefits for divorced spouses of CIA employees;

Page 12503

The Mavroules amendment that provides new language for provisions establishing an Assistant Secretary of Defense for Intelligence;

Page 12527

The Smith of New Hampshire amendment that provides for disclosure of information concerning American personnel listed as prisoners, missing, or unaccounted for in Southeast Asia to the next-of-kin; and

Page 12527

The Ackerman amendment that limits special lump-sum payments to FBI personnel in the New York Field Division to a maximum single payment of $20,000 and limits periodic payments to between 20 and 25 percent of basic pay.

Page 12528

Rejected the Hyde amendment that sought to strike language placing restrictions on support for military or paramilitary operations in Nicaragua (rejected by a recorded vote of 190 ayes to 214 noes, Roll No. 157).

Page 12504

H. Res. 456, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 12491

District Work Period: House cleared H. Con. Res. 306, providing for a conditional adjournment of the House until June 1 and a conditional adjournment or recess of the Senate until June 6; by agreeing to the Senate amendments thereto.

Page 12238

Budget: By a yea-and-nay vote of 201 yeas to 181 nays, Roll No. 158, the House agreed to the conference report on H. Con. Res. 268, setting forth the congressional budget for the United States Government for the fiscal years 1989, 1990, and 1991—clearing the measure for Senate action.

Page 12541

H. Res. 461, the rule which waived points of order against the conference report and its consideration, was agreed to earlier by a voice vote.

Page 12529

Resignations-Appointments: Notwithstanding any adjournment of the House until Wednesday, June 1, the Speaker was authorized to accept resignations, and appoint commissions, boards, and committees authorized by law or by the House.

Page 12552

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 12560

Quorum Calls—Votes: One quorum call, two yea-and-nay votes, and one recorded vote developed during the proceedings of the House today and appear on pages 12490, 12525, 12526, 12546.

Adjournment: Met at 10 a.m. and, adjourned at 4:58 p.m.

Committee Meetings

TONGASS NATIONAL FOREST

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy concluded hearings to review issues related to the management of the Tongass National Forest. Testimony was heard from Brian P. Crowley, Senior Associate Director, GAO; from the following officials of the USDA; Mike Barton, Regional Forester; and Gene Chelstad, Director, Timber Management, both with the Forest Service; and Robert A. Maynard, Attorney in Charge, Office of the General Counsel; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY AND RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Ordered reported the following appropriation bills for fiscal year 1989: Commerce, Justice, State and Judiciary; and Rural Development, Agriculture and Related Agencies.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on Contracting Procedures, Human Support Services, Public Works; Enterprise Funds; Financial and Other Uses; and on Language Changes. Testimony was heard from the following officials of the District of Columbia: Marion Barry, Mayor; Veronica Pace, Executive Director, Office of Aging; Johnny Touchstone, Director, Public Works; Arrington Dixon, Chairman, Taxi Commission; Carolyn Lewis, Chairperson, Lottery and Games Control Board; Richard Maulsby, Executive Director, Cable TV; and Robert Pohlman, Deputy Mayor, Finance.

LABOR-HHS-EDUCATION APPROPRIATIONS BILL

Committee on Appropriations: Subcommittee on Labor-HHS-Education approved for full Committee action the Labor, Health and Human Services, Education appropriation bill for fiscal year 1989.

HOMELESS ASSISTANCE ACT AMENDMENTS; CHILDREN'S TV PRACTICES ACT

Committee on Energy and Commerce: Ordered reported, as amended, the following bills: H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless; and H.R. 3966, Children's Television Practices Act of 1988.

ACID RAIN

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on acid rain. Testimony was heard from Robert Friedman, Scientist, OTA; and public witnesses.

AIDS LEGISLATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action a clean bill to be introduced on AIDS Counseling and Testing.

POLITICAL TRENDS IN TAIWAN

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Political

Trends in Taiwan Since the Death of Chiang Chingkuo. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Investigations held an oversight hearing on jurisdiction of ground water regulation. Testimony was heard from Wayne N. Merchant, Deputy Assistant Secretary, Water and Science, Department of the Interior; Robert Long, Deputy Assistant Secretary, Science and Education, USDA; Marian Mlay, Director, Office of Groundwater Protection, EPA; and Leslie Carothers, Commissioner, Department of Environmental Protection, State of Connecticut; and public witnesses.

NATIONAL PARK SYSTEM REVIEW BOARD

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action, as amended, H.R. 3964, to establish a National Park System Review Board.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action the following bills: H.R. 4480, to change the name of the Pacific Tropical Botanical Garden, a federally chartered organization, to the National Tropical Botanical Garden; H.R. 3685, to amend title 31, United States Code, to increase from $25,000 to $40,000 the maximum amount that the United States may pay in settlement of a claim against the United States made by a member of the uniformed services or by an officer or employee of the Government.

The Subcommittee also met and considered private claims bills.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT JUDGE ALCEE L. HASTINGS

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on the inquiry into the conduct of U.S. District Court Judge Alcee L. Hastings. Testimony was heard from William Murphy, Agent, FBI, Department of Justice; and Steven Clark, Mayor, Dade County, State of Florida.

Hearings continue June 1.

ZERO TOLERANCE POLICY AND CONFISCATION OF PROPERTY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on United States Government "Zero Tolerance" Policy and Confiscation of Property. Testimony was heard from William von Raab, Commissioner of Customs, Department of the Treasury; from the following officials of the Department of Transportation: Adm. Paul A. Yost, Commandant, U.S. Coast Guard; and Wayne Vance, General Counsel; and public witnesses.

MONONGAHELA RIVER OIL SPILL

Committee on Merchant Marine and Fisheries: Subcommittee on Oversight and Investigations held a hearing on the January 2, 1988, collapse of an above ground storage tank in Floreffe, Pennsylvania and the subsequent spill of diesel fuel into the Monongahela River. Testimony was heard from Senator Heinz; Representative Walgren; Charles Jarvis, Deputy Assistant Secretary, Policy, Budget and Administration, Department of the Interior; from the following officials of EPA: Tim Fields, Director, Emergency Response Division, Office of Solid Waste and Emergency Response; and James Seif, Regional Administrator, Region 3; Capt. Robert L. Storch, Jr., Chief, Marine Environmental Response Division, U.S. Coast Guard, Department of Transportation; and public witnesses.

PROCESSING COMPENSATION AND PENSION CLAIMS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on the quality and timeliness of processing compensation and pension claims by the Department of Veterans Benefits. Testimony was heard from R.J. Vogel, Chief Benefits Director, VA; and representatives of veterans' organizations.

OVERSIGHT

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs held an oversight hearing on the National Cemetery System. Testimony was heard from the following officials of the VA: Wilford L. Ebel, Director, Chief Memorial Affairs; and Raymond Castanzo, Superintendent, Arlington National Cemetery; representatives of veterans' organizations; and public witnesses.

FINAL REPORT OF THE SOCIAL SECURITY DISABILITY ADVISORY COUNCIL

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the final report of the Social Security Disability Advisory Council. Testimony was heard from Representative Bartlett; Dr. John E. Affeldt, Chairman, Disability Advisory Council; David A. Rust, Associate Commissioner, Office of Disability, SSA, Department of Health and Human Services; Frank Frazier, Associate Director, GAO; and public witnesses.

STATE AND LOCAL GRANT PROGRAMS UNDER THE ANTI-DRUG ABUSE ACT

Select Committee on Narcotics Abuse and Control: Held a hearing on the implementation of State and Local Grant Programs Under the Anti-Drug Abuse Act of

1986. Testimony was heard from the following officials of the Department of Justice: Richard Abell, Assistant Attorney General; and Mark Richard, Deputy Assistant Attorney General, both with the Office of Justice Programs; and Joe D. Whitley, Deputy Associate Attorney General; Dr. Joseph Autry, Associate Administrator, Policy Coordination, Alcohol, Drug Abuse and Mental Health Administration, Department of Health and Human Services; Dick Hays, Director, Drug Abuse Prevention Oversight Staff, Department of Education; David G. Schroot, Director, Governor's Office of Criminal Justice Services, State of Ohio; John S. Gustafson, Deputy Director, Government and Community Relations, Division of Substance Abuse Services, State of New York; Linda Lewis, Administrator, Alcohol and Drug Abuse Program, Department of Health and Rehabilitative Services, State of Florida; and Steven Hicks, Division Director, Alcohol and Drug Defense Program, Department of Public Instruction, State of North Carolina.

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Friday, May 27, 1988

Senate

Chamber Action

Routine Proceedings, pages 12781–13058

Measures Introduced: Twenty-one bills and six resolutions were introduced, as follows: S. 2444–2464, S.J. Res. 330–333, and S. Res. 436–437.

Page 12982

Measures Reported: Reports were made as follows:

S. 844, to exempt certain activities from provisions of antitrust laws, with an amendment in the nature of a substitute. (S. Rept. No. 100–365)

S. 1690, to provide financial assistance to Fort Abraham Lincoln and related structures located in Fort Lincoln State Park, Mandan, North Dakota, and for other purposes, with an amendment to the title. (S. Rept. No. 100–366)

S. 1693, to amend the National Trails System Act, to provide for a study of the Coronado Trail, and for other purposes, with amendments and an amendment to the title. (S. Rept. No. 100–367)

S. 1850, to amend the Wild and Scenic Rivers Act, to designate a section of the Columbia River in Washington as a study area for inclusion in the National Wild and Scenic Rivers System and for other purposes, with amendments and an amendment to the title. (S. Rept. No. 100–368)

S. 1914, to designate the Wildcat River in the State of New Hampshire as a unit of the National Wild and Scenic River System, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–369)

S. 1927, to provide for the approval of a desert land entry in the vicinity of the Dinosaur National Monument and for other purposes, with an amendment to the title. (S. Rept. No. 100–370)

S. 2042, to authorize the Vietnam Women's Memorial Project, Inc., to construct a statue at the Vietnam Veterans Memorial in honor and recognition of the women of the United States who served in the Vietnam conflict, with amendments. (S. Rept. No. 100–371)

S. 2057, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey, and for other purposes. (S. Rept. No. 100–372)

H.R. 1044, to establish the National Maritime Museum at San Francisco in the State of California, and for other purposes, with amendments. (S. Rept. No. 100–373)

H.R. 1100, to authorize an affiliated status with the National Park Service for the Wildlife Prairie Park, in the State of Illinois. (S. Rept. No. 100–374)

H.R. 1860, entitled the "Federal Land Exchange Facilitation Act of 1987," with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–375)

H.R. 3869, to amend the Act providing for the establishment of the Tuskegee University National Historic Site, Alabama, to authorize an exchange of properties between the United States and Tuskegee University, and for other purposes, with an amendment to the title. (S. Rept. No. 100–376)

S. 1511, to amend title IV of the Social Security Act, to replace the AFDC program with a comprehensive program of mandatory child support and work training which provides for transitional child care and medical assistance, benefit improvement, and mandatory extension of coverage to two-parent families, and which reflects a general emphasis on shared and reciprocal obligation program innovation, and organizational renewal, with an amendment in the nature of a substitute. (S. Rept. No. 100–377)

Page 12982

Measures Passed:

Indian Self-Determination Amendments, 1987: Select Committee on Indian Affairs was discharged from further consideration of H.R. 1223, to amend the Indian Self-Determination and Education Assistance Act with respect to self-determination contracts with Indian tribes and tribal organizations, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1703, Senate companion measure, after agreeing to the committee amendment in the nature of a substitute, and the following amendments proposed thereto, as follows:

Page 12856

(1) Byrd (for Inouye) Amendment No. 2331, to make technical corrections.

Page 12859

(2) Dole (for Evans) Amendment No. 2332, to establish a Tribal Self-Governance Demonstration Project.

Page 12860

S. 1703 was subsequently indefinitely postponed.

Page 12862

National Defense Authorizations, 1989: Senate passed H.R. 4264, to authorize funds for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such Department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2355, Senate companion measure.

Page 12863

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Nunn, Stennis, Exon, Levin, Kennedy, Bingaman, Dixon, Glenn, Gore, Wirth, Shelby, Warner, Thurmond, Humphrey, Cohen, Quayle, Wilson, Gramm, Symms, and McCain.

Page 12910

National Defense Authorizations, 1980: Senate passed S. 2355, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction and for defense activities of the Department of Defense, and to prescribe personnel strengths for such fiscal year for the Armed Forces, after taking action on additional amendments proposed thereto, as follows:

Page 12862

Adopted:

Warner (for Symms) Amendment No. 2333, of a technical nature.

Page 12864

Withdrawn:

(1) D'Amato Amendment No. 2070, to provide for the imposition of the death penalty for drug-related killings.

(2) D'Amato Amendment No. 2070 (to Amendment No. 2070), to provide additional protections for law enforcement officials.

Page 12862

Defense Authorizations Transfers: The Committee on Armed Services was discharged from the further consideration of H.R. 4524, to increase the dollar amount of defense authorizations for fiscal year 1988 that are subject to transfer for new purposes pursuant to law, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of section 902 of S. 2355, Senate companion bill, as amended.

Page 12910

Senate insisted on its amendment, requested a conference with the House thereon, and appointed as conferees Senators Nunn, Stennis, Exon, Levin, Kennedy, Bingaman, Dixon, Glenn, Gore, Wirth, Shelby, Warner, Thurmond, Humphrey, Cohen, Quayle, Wilson, Gramm, Symms, and McCain.

Page 12910

Department of Defense Authorizations, 1989: Senate passed S. 2369, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, and to prescribe personnel strengths for such fiscal year for the Armed Forces, after striking all after the enacting clause and inserting in lieu thereof the text of Division A of S. 2355, companion measure, as amended.

Page 12912

Military Construction Authorizations, 1989: Senate passed S. 2370, to authorize funds for fiscal year 1989 for military construction, after striking all after the enacting clause and inserting in lieu thereof the text of Division B of S. 2355, companion measure, as amended.

Page 12940

Department of Energy National Security and Military Applications of Nuclear Energy Authorizations, 1989: Senate passed S. 2371, to authorize funds for the Department of Energy for national defense programs for fiscal year 1989, and to authorize certain National Defense Stockpile transitions, after striking all after the enacting clause and inserting in lieu thereof the text of titles 31 and 32 of S. 2355, companion measure, as amended.

Page 12949

Federal Civil Defense Authorizations, 1989: Senate passed S. 2372, to authorize funds for Federal Civil Defense programs for fiscal year 1989, after striking all after the enacting clause and inserting in lieu thereof the text of title 33 of S. 2355, companion measure, as amended.

Page 12956

Department of Defense Supplemental Authorizations, 1988: Senate passed S. 2373, to authorize supplemental funds for fiscal year 1988 for the Department of Defense, after striking all after the enacting clause and inserting in lieu thereof the text of section 903 of S. 2355, companion measure, as amended.

Page 12956

Authorizing Printing: Senate agreed to S. Res. 437, authorizing the printing of the Standing Rules of the Senate as a Senate document.

Page 13049

National School Lunch Act: Senate passed S. 2156, to amend the National School Lunch Act to require eligibility for free lunches to be based on the nonfarm income poverty guidelines prescribed by the Office of Management and Budget, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Leahy) Amendment No. 2334, to clarify provisions relating to the computation of cash compensation to certain school districts, and to permit a State agency to convert additional food funds initially allocated to the State agency for program food purchases to nutrition services and administration funds.

Page 13050

Plant Stress and Water Conservation Research Laboratory: Senate passed S. 1652, to authorize the establishment by the Secretary of Agriculture of plant stress and water conservation research laboratory and program at Lubbock, Texas, after agreeing to the committee amendment and an amendment proposed thereto, as follows:

Byrd (for Leahy) Amendment No. 2335, to clarify provisions of the Agricultural College Act of 1890 relating to appropriations for certain territories and possessions of the United States.

Page 13052

National Recycling Month: Committee on the Judiciary was discharged from further consideration of H.J. Res. 469, to designate June 1988 as "National Recycling Month", and the resolution was then passed.

Page 13057

INF Treaty Approved: By 93 yeas to 5 nays (Vote No. 166), two-thirds of the Senators present having voted in the affirmative, Senate agreed to Treaty Doc. No. 100–11, Treaty Between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Intermediate-Range and Shorter-Range Missiles, after having passed through its various parliamentary stages up to and including the presentation of the resolution of ratification, agreeing to a committee condition, as amended, and taking action on additional amendments proposed thereto, as follows:

Page 12786

Adopted:

(1) Dole Amendment No. 2327, to provide that, prior to the exchange of the instruments of ratification pursuant to Article XVII of the Treaty, the President shall certify that it is the common understanding of the United States and the Soviet Union that if either Party produces a type of ground-launched ballistic missile (GLBM) not limited by the Treaty using a stage which is outwardly similar to, but not interchangeable with, a stage of an existing type of intermediate-range GLBM having more than one stage, it may not produce any other stage which is outwardly similar to, whether or not it is interchangeable with, any other stage of an existing type of intermediate-range GLBM.

Page 12793

(2) By 94 yeas to 4 nays (Vote No. 165), Helms modified Amendment No. 2317, to include in the resolution of ratification a unilateral declaration of the United States regarding Strategic Arms Reduction Talks.

Page 12807

Rejected:

(1) Wallop Amendment No. 2324, to provide for a United States response to possible violations of the INF Treaty. (By 66 yeas to 30 nays (Vote No. 161), Senate tabled the amendment.)

Page 12786

(2) Pressler Amendment No. 2101, to provide for a condition that neither the President nor any other agent of the Executive Branch is authorized to sign or exchange instruments of ratification unless and until the President, without delegation, shall have certified to the United States Senate whether the Union of Soviet Socialist Republics is faithfully meeting its obligations under and is in full compliance with all provisions of the Final Act of the Conference on Security and Cooperation in Europe. (By 86 yeas to 10 nays (Vote No. 162), Senate tabled the amendment.)

Page 12788

(3) Specter Amendment No. 2328, to provide that, such common understanding means a shared interpretation which is both authoritatively communicated to the Senate by the Executive and clearly intended, generally understood and relied upon by the Senate in its advice and consent to ratification. (By 67 yeas to 30 nays (Vote No. 163), Senate tabled the amendment.)

Page 12794

(4) Specter Amendment No. 2329, to provide that there is no intent by the Senate to change the heretofore accepted constitutional law of the United States on treaty ratification as interpreted by the Supreme Court of the United States or the heretofore accepted international law on treaties as interpreted by the Supreme Court of the United States. (By 64 yeas to 33 nays (Vote No. 164), Senate tabled the amendment.)

Page 12801

(5) Helms Amendment No. 2330, to provide for the phased withdrawal of the dependents of all United States military personnel stationed in Europe during the first 29 months after the entry into force of the Treaty, to provide that all military personnel who shall, after the entry into force of the Treaty, be newly assigned to duty on the continent of Europe be so assigned for any tour of duty in excess of 12 months and that such tour shall be unaccompanied, and to provide for the phased withdrawal of

all United States military personnel from the continent of Europe beginning after the completion of the withdrawal of dependents and ending not later than the third year after the entry into force of the Treaty.

Page 12813

Withdrawn:

(1) Symms Amendment No. 2326, to provide that, in authorizing the strength for military and civilian personnel of the Department of Defense for any fiscal year in which personnel of the Department of Defense are to be assigned to on-site inspection activities provided for in the Treaty, account should be taken of the number of such personnel that will be assigned to such activities during such fiscal year.

Page 12792

The cloture motion, filed on May 24, was subsequently vitiated.

Page 12785

Imposition of the Death Penalty—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 2455, providing for the death penalty in the case of drug-related killings.

Page 12863

Budget Resolution Conference Report—Agreement: A unanimous-consent agreement was reached providing for the consideration of the conference report on H. Con. Res. 268, Budget Resolution for 1989, on Monday, June 6.

Page 12959

Railroad Safety Act Conference Report—Agreement: A unanimous-consent agreement was reached providing for the consideration of the conference report on S. 1539, Railroad Safety Act.

Page 13053

Authority for Committees: All committees were authorized to file reports during the adjournment of the Senate on Thursday, June 2, from 10 a.m. until 4 p.m.

Page 13057

Nominations Confirmed: Senate confirmed the following nominations:

Rear Admiral Clyde T. Lusk, Jr., as Vice Commandant, United States Coast Guard, with the grade of admiral while so serving.

Vice Admiral James C. Irwin, as Commander, Atlantic Area, United States Coast Guard, with the grade of vice admiral while so serving.

Lemoine V. Dickinson, Jr., of Virginia, to be a Member of the National Transportation Safety Board.

Michael E. Zacharia, of California, to be an Assistant Secretary of Commerce.

G. Philip Hughes, of Virginia, to be an Assistant Secretary of Commerce.

James P. Moore, Jr., of Pennsylvania, to be an Assistant Secretary of Commerce.

John K. Stewart, of California, to be a Member of the Board of Directors of the National Consumer Cooperative Bank.

Alvin H. Bernstein, of Rhode Island, to be a Member of the National Council on the Humanities.

Arthur C. Beale, of Massachusetts, to be a Member of the National Museum Services Board.

Willard A. Boyd, of Illinois, to be a Member of the National Museum Services Board.

Patrick Butler, of Maryland, to be a Member of the National Council on the Humanities.

William P. Wright, Jr., of Texas, to be a Member of the National Council on the Humanities.

Charles R. Ritcheson, of California, to be a Member of the National Council on the Humanities.

Edwin J. Delattre, of Maryland, to be a Member of the National Council on the Humanities.

Carol P. Whitten, of Maryland, to be a Member of the National Advisory Council on Educational Research and Improvement.

Frances Matthews, of Colorado, to be a Member of the National Advisory Council on Educational Research and Improvement.

Richard C. Crawford, of Oklahoma, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation.

Gary E. Wood, of Texas, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation.

Barry M. Goldwater, Jr., of California, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation.

Richard V. Backley, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission.

L. Clair Nelson, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission.

Susan S. Suter, of Illinois, to be Commissioner of the Rehabilitation Services Administration, Department of Education.

William G. Cambridge, to be U.S. District Judge for the District of Nebraska.

Richard A. Schell, to be U.S. District Judge for the Eastern District of Texas.

Routine lists of Coast Guard and Public Health Service nominations.

Page 13058

Statements on Introduced Bills: **Page 12984**

Amendments Submitted: **Page 13030**

Additional Cosponsors: **Page 13027**

Authority for Committees: **Page 13033**

Notices of Hearings: **Page 13033**

Additional Statements: Page 13033

Record Votes: Six record votes were taken today. (Total—166)

Pages 12787, 12791, 12800, 12804, 12813, 12849

Recess: Senate met at 10 a.m., and in accordance with H. Con. Res. 306, recessed at 6:41 p.m., until 11 a.m., on Monday, June 6, 1988.

Committee Meetings

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Kenneth P. Bergquist, of Virginia, to be Assistant Secretary of the Navy for Manpower and Reserve Affairs, after the nominee testified and answered questions in his own behalf.

LONG TERM CARE ASSISTANCE

Committee on Finance: Subcommittee on Health held hearings on S. 2305, to provide long-term respite care, adult day care, home care, and nursing home care for the elderly, receiving testimony from Representatives Pepper and Daub; Robert M. Ball, former Commissioner, Social Security Administration, and Member, National Commission on Social Security Reform, Louise Crooks, American Association of Retired Persons, Dallas Salisbury, Employee Benefit Research Institute, Val J. Halamandaris, National Association for Home Care, and Paul R. Willging, American Health Care Association, all of Washington, DC; Ruth L. Von Behren, On Lok Senior Health Services, San Francisco, California; and Joan L. Quinn, Connecticut Community Care, Inc., Bristol.

Hearings continue on Friday, June 17.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Robert S. Barrett IV, of Virginia, to be Ambassador to the Republic of Djibouti, Jeffery Davidow, of Virginia, to be Ambassador to the Republic of Zambia, Mary A. Ryan, of Texas, to be Ambassador to the Kingdom of Swaziland, and Philip D. Winn, of Colorado, to be Ambassador to Switzerland, after the nominees testified and answered questions in their own behalf, Mr. Winn was introduced by Senator Armstrong.

PREKINDERGARTEN STUDENTS—FINANCIAL ASSISTANCE

Committee on Labor and Human Resources: Committee concluded hearings on S. 2034, to provide financial assistance for programs for pre-kindergarten students designed to prevent students from later dropping out of school, after receiving testimony from Senator Chiles; Wendy Cullar, Florida Division of Public Education, Tallahassee; Charles Sherwood, Dade County School System, and Tom Petersen, Florida Assistant State Attorney, both of Miami; Greg Humphrey, American Federation of Teachers, Washington, DC; Alice Honig, Syracuse University, Syracuse, New York; and Pat Desmond, Escambia County School System, Pensacola, Florida.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 1 p.m. on Wednesday, June 1.

Committee Meetings

No Committee meetings where held.

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Wednesday, June 1, 1988

Senate

Chamber Action

Senate was not in session today. It will next meet on Monday, June 6, at 11 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 4717–4727; and 3 resolutions, H. Con. Res. 308, and H. Res. 463 and 464 were introduced.

Page 13184

Reports Filed: Reports were filed as follows:

Conference report on H.R. 2470, Medicare Catastrophic Protection Act of 1987 (H. Rept. 100–661, foregoing filed on May 31);

Report entitled, "Report on 302(a) Allocations Pursuant to Section 2 of House Resolution 461" (H. Rept. 100–662); and

H. Res. 463, waiving certain points of order against the conference report on H.R. 2470 to amend title XVIII of the Social Security Act to provide protection against catastrophic medical expenses under the medicare program and against the consideration of such conference report (H. Rept. 100–662).

Page 13184

Subcommittee To Sit: Subcommittee on Criminal Justice of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule this week.

Page 13060

American Indian-Alaska Native Culture Institute: The Speaker appointed the following Members to the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development on the part of the House: Representatives Kildee and Young of Alaska.

Page 13061

Employee Polygraph Protection: By a yea-and-nay vote of 251 yeas to 120 nays, Roll No. 159, the House agreed to the conference report on H.R. 1212, to prevent the denial of employment opportunities by prohibiting the use of lie detectors by employers involved in or affecting interstate commerce—clearing the measure for Senate action.

Page 13063

Juvenile Justice and Delinquency Prevention: By a recorded vote of 377 ayes to 5 noes, Roll No. 161, the House passed H.R. 1801, to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to authorize appropriations for fiscal years 1989 through 1992.

Page 13071

Agreed to the committee amendment in the nature of a substitute.

Page 13098

Agreed To:

The Lewis of Florida amendment that clarifies current law that the Administrator of the National Center for Missing and Exploited Children has the authority to establish and operate state clearinghouses to assist in locating and recovering missing children; and

Page 13086

The Walker amendment, as amended by the Kildee amendment, as modified, that provides that an applicant for funding under the bill shall be ineligible for such funds if the applicant fails to include in the application a statement assuring that it has and will continue to administer a drug-free workplace (agreed to by a recorded vote of 382 ayes, Roll No. 160).

Page 13098

The Clerk was authorized to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary in the engrossment of the bill.

Page 13099

H. Res. 442, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 13069

Plant Stress and Water Conservation Research: The House passed and cleared for the President S. 1652, to authorize the establishment by the Secretary of Agriculture of a plant stress and water conservation research laboratory at Lubbock, Texas.

Page 13100

Committee Resignation: Read and accepted a letter from Representative Spence wherein he resigns as a member of the Committee on Standards of Official Conduct.

Page 13100

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today. There were no quorum calls.

Pages 13069, 13098, 13099

Adjournment: Met at 1 p.m. and adjourned at 5:22 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia concluded appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

UNIFORM SAFETY ACT

Committee on Energy and Commerce: Continued markup of H.R. 1115, to amend the Uniform Safety Act to establish uniform safety standards.

Will continue tomorrow.

POLITICAL SITUATION IN PANAMA AND OPTIONS FOR UNITED STATES POLICY

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs continued hearings on the Political Situation in Panama and Options for U.S. Policy, Part III. Testimony was heard from Michael G. Kozak, Deputy Assistant Secretary, Inter-American Affairs, Department of State.

EPA'S IMPLEMENTATION OF LAW REGULATING ASBESTOS HAZARDS

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on the EPA's Implementation of Laws Regulating Asbestos Hazards in Schools and in the Air. Testimony was heard from Representative Florio; the following officials of the EPA: Donald E. Kirkendall, Deputy Inspector General; and John Moore, Assistant Administrator, Pesticides and Toxin Substances; and public witnesses.

MISCELLANEOUS MEASURE

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on S. 892, to remove the right of reversion to the United States in lands owned by the Shriners' Hospitals for Crippled Children on lands formerly owned by the United States in Salt Lake County, Utah. Testimony was heard from a public witness.

OVERSIGHT-ANTI-DRUG ABUSE ACT

Committee on Government Operations: Subcommittee on Government Information and Agriculture held an oversight on the Anti-Drug Abuse Act of 1986. Testimony was heard from Anne Wrobleski, Assistant Secretary, International Narcotics Matters, Department of State; Adm. Paul A. Yost, Commandant, U.S. Coast Guard, Department of Transportation; William Rosenblatt, Assistant Commissioner, U.S. Customs Service, Department of the Treasury; and from the following officials of the Department of Justice: David Westrate, Assistant Administrator, Drug Enforcement Administration; Stanley Morris, Director, U.S. Marshals Service; Charles Smith, Director, Bureau of Justice Assistance; Wade Houk, Assistant Director, Bureau of Prisons; and Anthony Daniels, Deputy Assistant Director, Criminal Investigative Division, FBI.

Hearings will continue tomorrow.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT JUDGE ALCEE L. HASTINGS

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on the inquiry into the conduct of U.S. District Court Judge Alcee L. Hastings. Testimony was heard from the following FBI Agents, Department of Justice: Geoffrey C. Santini; and Christopher Mazzella.

Hearings continue June 8.

MISCELLANEOUS MEASURES: PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action the following bills: H.R. 4410, as amended, to designate the Federal Building at Spring and High Streets in Columbus, Ohio, as the "John W. Bricker Building;" and H.R. 4525, to designate the United States Courthouse located at 156 Federal Street in Portland, Maine, as the "Edward Thaxter Gignoux United States Courthouse". Testimony was heard from Representatives Brennan and McEwen.

The Subcommittee also approved for full Committee action the following: 2 11(b) resolutions; and 12 lease prospectuses.

Prior to this action, the Subcommittee held a hearing on pending prospectuses. Testimony was heard from Charles Grizzle, Assistant Administrator, Administrative and Resource Management, EPA; and the following officials of the Public Building Service, GSA; David Bibb, Assistant Commissioner, Real Property Planning; and Paul Chistolini, Assistant Regional Administrator, Real Estate and Development, National Capital Region.

CONFERENCE REPORT—MEDICARE CATASTROPHIC COVERAGE ACT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 2470, Medicare Catastrophic Protection Act of 1988, and against its consideration. The conference report is considered as having been read when called up for consideration. Debate on the conference report shall continue for not to exceed 2 hours. Testimony was heard from Chairman Rostenkowski and Representatives Stark and Gradison.

IN VITRO FERTILIZATION CLINICS

Committee on Small Business: Subcommittee on Regulation and Business Opportunities held a hearing on consumer protection issues involving in vitro fertilization clinics. Testimony was heard from Gary B. Ellis, Analyst, OTA; and public witnesses.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDREDTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 25 through May 31, 1988

	Senate	*House*	*Total*
Days in session	67	65	..
Time in session	547 hrs., 25′	279 hrs., 26′	..
Congressional Record:			
Pages of proceedings	7,138	3,722	10,860
Extension of Remarks	..	..	..
Public bills enacted into law	57	30	..
Private bills enacted into law	1	3	..
Bills in conference	1	7	..
Measures passed, total	212	233	445
Senate bills	63	21	..
House bills	33	81	..
Senate joint resolutions	41	36	..
House joint resolutions	16	26	..
Senate concurrent resolutions	15	6	..
House concurrent resolutions	6	14	..
Simple resolutions	38	49	..
Measures reported, total	*176	*137	313
Senate bills	90	4	..
House bills	12	94	..
Senate joint resolutions	40	2	..
House joint resolutions	..	4	..
Senate concurrent resolutions	7	..	..
House concurrent resolutions	..	2	..
Simple resolutions	27	31	..
Special reports	5	17	..
Conference reports	..	8	..
Measures pending on calendar	112	73	..
Measures introduced, total	673	1,209	1,882
Bills	470	876	..
Joint resolutions	94	144	..
Concurrent resolutions	26	72	..
Simple resolutions	83	117	..
Quorum calls	18	5	..
Yea-and-nay votes	166	82	..
Recorded votes	..	71	..
Bills vetoed	1	1	2
Vetoes overridden	1	2	..

*** These figures include all measures reported, even if there was no accompanying report. A total of 103 reports has been filed in the Senate, a total of 162 have been filed in the House.**

DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through May 1, 1988

Civilian nominations, totaling 288 (including 112 nominations carried over from the first session), disposed of as follows:

Confirmed	132
Unconfirmed	150
Withdrawn	6

Civilian nominations (lists), totaling 729 (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	729

Air Force nominations, totaling 8,489 (including 2,955 nominations carried over from the first session), disposed of as follows:

Confirmed	8,067
Unconfirmed	422

Army nominations, totaling 10,830 (including 2,361 nominations carried over from the first session), disposed of as follows:

Confirmed	9,856
Unconfirmed	974

Navy nominations, totaling 5,818 (including 46 nominations carried over from the first session), disposed of as follows:

Confirmed	4,767
Unconfirmed	1,051

Marine Corps nominations, totaling 1,354 (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	775
Unconfirmed	579

Summary

Total nominations carried over from the first session	5,494
Total nominations received this session	22,014
Total confirmed	24,326
Total unconfirmed	3,176
Total withdrawn	6

Thursday, June 2, 1988

Senate

Chamber Action

Senate was not in session today. It will next meet on Monday, June 6, at 11 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 4728–4735; 2 private bills, H.R. 4736 and 4737; and 5 resolutions, H.J. Res. 583, H. Con. Res. 309 and 310, and H. Res. 465 and 466 were introduced.

Page 13305

Reports Filed: Reports were filed as follows:

H.R. 2794, to amend the Geothermal Steam Act of 1970 with respect to requirements relating to leases (H. Rept. 100–664); and

H. Res. 446, providing for the consideration of H.R. 3436, to amend the Older Americans Act of 1965 to make technical corrections (H. Rept. 100–665).

Page 13305

Journal: By a yea-and-nay vote of 268 yeas to 108 nays, Roll No. 162, the House approved the Journal of Wednesday, June 1.

Page 13224

Committee Election: House agreed to H. Res. 465, electing Representative Brown of Colorado to the Committee on Standards of Official Conduct.

Page 13225

Committees To Sit: Committee on Banking, Finance and Urban Affairs received permission to sit today during proceedings of the House under the 5-minute rule; and

Page 13225

Subcommittee on Housing and Community Development of the Committee on Banking, Finance and Urban Affairs received permission to sit on Friday, June 3.

Page 13231

Catastrophic Medicare Protection: By a yea-and-nay vote of 328 yeas to 72 nays, Roll No. 164, the House agreed to the conference report on H.R. 2470, to amend title XVIII of the Social Security Act to provide protection against catastrophic medical expenses under the medicare program—clearing the measure for Senate action.

Page 13231

H. Res. 463, the rule which waived certain points of order against the conference report and against its consideration, was agreed to earlier by a yea-and-nay vote of 269 yeas to 129 nays, Roll No. 163.

Page 13227

NASA Authorization: By a yea-and-nay vote of 360 yeas to 26 nays, Roll No. 165, the House passed H.R. 4561, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management.

Page 13271

Agreed to the committee amendment in the nature of a substitute.

Page 13282

Agreed To:

The Roe technical amendment; **Page 13288**

The Skaggs amendment that requires the Administrator to undertake discussions with representatives of countries and international entities regarding the development of international docking interface standards for spacecraft docking; and

Page 13288

The Traficant amendment that requires the Administrator to report to Congress on contracts entered into with foreign entities, and report on the number of contracts that meet the Buy American requirements but which are determined by the United States Trade Representative to be in violation of the General Agreement on Tariffs and Trade.

Page 13289

H. Res. 458, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 13270

Energy Authorization: House concluded all debate on H.R. 4505, to authorize to the Department of Energy for civilian research and development programs for fiscal year 1989, but came to no resolution thereon.

Page 13294

H. Res. 460, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Page 13292

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 13224, 13230, 13269, 13292. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 5:42 p.m.

Committee Meetings

TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT AND DEPARTMENT OF DEFENSE APPROPRIATIONS

Committee on Appropriations: Ordered reported the following fiscal year 1989 appropriation bills: Treasury, Postal Services, General Government; and the Department of Defense.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia approved for full Committee action the District of Columbia appropriation bill for fiscal year 1989.

PROFIT POLICY

Committee on Armed Services: Acquisition Policy Panel held a hearing on profit policy. Testimony was heard from Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs, GAO; Eleanor Spector, Deputy Assistant Secretary (Procurement), Department of Defense; and a public witness.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from public witnesses.

Hearings continue June 7.

ANTI-APARTHEID ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Ordered reported, as amended, H.R. 1580, Anti-Apartheid Act Amendments of 1988.

Prior to this action the committee held a hearing on this legislation. Testimony was heard from Charles W. Freeman, Deputy Assistant Secretary, African Affairs, Department of State; R. Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury; and a public witness.

UNIFORM SAFETY ACT

Committee on Energy and Commerce: Continued markup of H.R. 1115, to amend the Uniform Safety Act to establish uniform safety standards.

IMPLEMENTATION OF THE HUMANITARIAN ASSISTANCE PACKAGE FOR CENTRAL AMERICA

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs held a hearing on the Implementation of the Humanitarian Assistance Package For Central America. Testimony was heard from Representatives Bonior of Michigan, and Cheney; and Ted D. Morse, Director, Task Force on Humanitarian Aid in Central America, AID.

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Employment and Housing approved for full Committee action the following draft reports: "Federal Government Payments To Reinsurers Under FEGLIA: The $850,000 Annual Giveaway; and "Just Saying No Is Not Enough: HUD's Inadequate Response to the Drug Crisis in Public Housing."

MISCELLANEOUS MEASURE; DRAFT REPORT

Committee on Government Operations: Subcommittee on Government Activities and Transportation approved for full Committee action, as amended, S. 892, to remove the right of reversion to the United States in lands owned by the Shriners' Hospital for Crippled Children on lands formerly owned by the United States in Salt Lake County, Utah.

The Subcommittee also approved for full Committee action the following draft report: "Evidence of Employment Discrimination Against Blacks in the Airline Industry."

OVERSIGHT—ANTI-DRUG ABUSE ACT

Committee on Government Operations: Subcommittee on Government Information and Agriculture continued hearings on the oversight of the Anti-Drug Abuse Act of 1986. Testimony was heard from Dr. Joseph H. Autry, Associate Administrator, Policy Coordination, Alcohol, Drug Abuse, and Mental Health Administration, Department of Health and Human Services; William Rice, Deputy Chief, U.S. Forest Service, USDA; and Hazel Elbert, Deputy Assistant Secretary, Indian Affairs, Department of the Interior.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action, as amended, the following bills: H.R. 3960, Charles Pinckney National Historic Site Act; and H.R. 4212, to amend the joint resolution of April 27, 1962, to permit the Secretary of the Interior to establish the former home of Alexander Hamilton as a national memorial at its present location in New York, NY.

Prior to this action the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Rangel and Ravenel; Jerry Rogers, Associate Director, Cultural Resources, National Park Service, Department of the Interior; and public witnesses.

STATE AND LOCAL LAW ENFORCEMENT COMPENSATION ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 3711, State and Local Law Enforcement Compensation Act. Testimony was heard from Representatives Stark, Vucanovich, and Miller of California; Cliff White, Deputy Assistant Attorney General, Office of Justice Programs, Department of Justice; Eric J. Fygi, Acting General Counsel, Department of Energy.

OFFICE OF GOVERNMENT ETHICS REAUTHORIZATION

Committee on Post Office and Civil Service: Subcommittee on Human Resources approved for full Committee action H.R. 4712, to reauthorize the Office of Government Ethics.

MAIL DELIVERY TO THE CARIBBEAN

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization held a joint hearing on mail delivery to the Caribbean. Testimony was heard from the following officials of the U.S. Postal Service: Allen R. Kane, Assistant Postmaster General/Mail Processing; James E. Orlando, Director, Office of Transportation and International Services; and Cristobal Lliteras, General Manager/Postmaster, San Juan Division, Puerto Rico.

IMPROVING THE EFFECTIVENESS OF THE FAA

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on improving the effectiveness of the FAA. Testimony was heard from James E. Burnett, Chairman, National Transportation Safety Board; Edith B. Paige, Project Director, OTA; Kenneth M. Mead, Associate Director, Resources, Community, and Economic Development Division, GAO; and a public witness.

Hearings continue June 22.

OLDER AMERICANS ACT AMENDMENTS

Committee on Rules: Granted a modified closed rule providing 3 hours of debate on H.R. 3436, to amend the Older Americans Act of 1965 to make technical corrections. No amendment to the bill is in order except an amendment in the nature of a substitute consisting of the text of the amendment printed in the report accompanying this resolution. All points of order against the substitute are waived. No amendment to the substitute is in order except an amendment by Representative Michel or his designee printed in the Congressional Record on or before June 7, 1988. The Michel amendment is debatable for 1 hour. The amendment is not amendable and all points of order against the Michel amendment are waived, except for germaneness. The rule provides one motion to recommit, which may not contain instructions. Testimony was heard from Representatives Gradison and Michel.

SMALL BUSINESS INVESTMENT ACT AMENDMENTS

Committee on Small Business: Ordered reported, as amended, H.R. 3392, to amend the Small Business Investment Act of 1958 to create the Corporation for Small Business Investment, to transfer certain functions of the Small Business Act to the Corporation.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance approved for full Committee action the Veterans' Compensation Amendments of 1988.

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Friday, June 3, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Monday, June 6, 1988, at 11 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 4738–4751; and 3 resolutions, H.J. Res. 584 and 585, H. Con. Res. 311, were introduced.

Page 13368

Bills Reported: Reports were filed as follows:

H.R. 4416, to extend the authorization of appropriations for titles V and VI of the Library Services and Construction Act through fiscal year 1989 (H. Rept. 100–666);

H.R. 4585, to extend the authorization of appropriations for the Taft Institute through fiscal year 1991 (H. Rept. 100–667);

H.R. 4638, to amend the effective date provision of the Augustus F. Hawkins-Robert T. Stafford Elementary and Secondary School Improvement Amendments of 1988, amended (H. Rept. 100–668);

H.R. 4639, to amend the Higher Education Act of 1965 to prevent abuses in the Supplemental Loans for Students Program under part B of title IV of the Higher Education Act of 1965 (H. Rept. 100–669);

H.R. 3601, relating to the enhancement of the Nation's fish and wildlife resources, the National Wildlife Refuge System, amended (H. Rept. 100–670);

H.R. 4365, to designate the Sunderland National Salmon Station located in Sunderland, Massachusetts, as the "Richard Cronin National Salmon Station" (H. Rept. 100–671);

H.R. 4621, to provide Congressional approval of the Governing International Fishery Agreement between the United States and the Government of the German Democratic Republic, amended (H. Rept. 100–672); and

H.R. 4417, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1989, amended (H. Rept. 100–673).

Page 13368

Private Calendar: It was made in order to call the Private Calendar on Wednesday, June 8, instead of Tuesday, June 7.

Page 13325

Energy Authorization: By a yea-and-nay vote of 290 yeas to 27 nays, Roll No. 167, the House passed H.R. 4505, to authorize appropriations to the Department of Energy for civilian research and development programs for fiscal year 1989.

Page 13325

Agreed to the committee amendment in the nature of a substitute.

Page 13358

Agreed To:

The Boehlert amendment, as amended by the Roe substitute amendment (substitute agreed to by a recorded vote for 309 ayes to 16 noes, Roll No. 166), that directs the Secretary to seek foreign participation commitments in the Superconducting Super Collider project at a level not less than 25 per centum nor more than 33 per centum of the total estimated cost of the project as determined at the time of final site selection;

Page 13349

The Packard amendment that requires the State in which the SSC is sited to contribute a minimum of 10 per centum of the total initial estimated cost of the project with non-Federal funds and/or in-kind contributions; and

Page 13354

The Traficant amendment that provides Buy American provisions for the awarding of contracts, and requires the Secretary to report to Congress on contracts entered into with foreign entities in fiscal year 1988 and on the number of contracts that meet the Buy American provisions but which are determined by the United States Trade Representative to be in violation of GATT.

Page 13358

Rejected the Buechner amendment that sought to limit the authorization for the SSC project to $100 million for fiscal year 1989.

Page 13327

The Boehlert amendment was offered but subsequently withdrawn that sought to prohibit use of funds for clean coal technology demonstration projects in fiscal year 1989 until timetables and targets have been established for acid rain control.

Page 13355

Late Report: Committee on Science, Space, and Technology received permission to have until 4 p.m. today to file a report on H.R. 4417, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1989.

Page 13359

Shut-In Day: House passed H.J. Res. 145, to authorize "National Shut-In Day".

Page 13359

Agreed to the Dymally amendment that specifies June 5, 1988, as the designated day.

Page 13359

Agreed to amend the title.

Page 13359

Scleroderma Awareness Week: House passed and cleared for the President S.J. Res 266, to designate the week beginning June 12, 1988, as "National Scleroderma Awareness Week".

Page 13359

Dairy Goat Awareness Week: House passed H.J. Res. 423, to designate the third week in June 1988 as "National Dairy Goat Awareness Week".

Page 13360

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 13353, 13358. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 3:05 p.m.

Committee Meetings

McKINNEY HOUSING AND SHELTER FOR THE HOMELESS REAUTHORIZATION ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development approved for full Committee action, as amended, H.R. 4351, McKinney Housing and Shelter for the Homeless Reauthorization Act of 1988.

OVERSIGHT—ANTI-DRUG ABUSE ACT

Committee on Govenment Operations: Subcommittee on Government Information and Agriculture concluded hearings on the oversight of the Anti-Drug Abuse Act of 1986. Testimony was heard from Dick Hays, Director, Drug Abuse Prevention Oversight Staff, Department of Education; and Lt. Gen. Stephen Olmstead, Deputy Assistant Secretary, Drug Policy and Enforcement, Department of Defense.

SETTLEMENT OF INDIAN WATER RIGHTS CLAIMS

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources approved for full Committee action, as amended, S. 795, to provide for the settlement of water rights claims of the La Jolla, Rincon, San Pasqual, Pauma, and Pala Bands of Mission Indians in San Diego County California.

REJECTION OF INTELLECTUAL PROPERTY LICENSES

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 4657, to amend title II of the United States Code, with respect to the rejection of executory contracts licensing rights to intellectual property. Testimony was heard from public witnesses.

Joint Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to review the employment and unemployment figures for May, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, June 6, 1988

Senate

Chamber Action

Routine Proceedings, pages 13401–13485

Measures Introduced: Six bills were introduced, as follows: S. 2465–2470.

Page 13447

Measures Reported: Reports were made as follows:

Reported on June 2, during the recess:

S. 473, to regulate interstate commerce by providing for uniform standards of liability for harm arising out of general aviation accidents, with amendments.

Page 13447

Measures Passed:

Sewall-Belmont House National Historic Site: Senate passed H.R. 2203, to increase the amount authorized to be appropriated with respect to the Sewall-Belmont House National Historic Site, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Johnston) Amendment No. 2336, to allow for the expansion of the Delta Region Preservation Commission.

Page 13478

S. 1682, companion measure, was indefinitely postponed.

Page 13485

Energy Policy and Conservation Act: The Senate passed S. 2203, to extend the expiration date of title II of the Energy Policy and Conservation Act, after agreeing to a committee amendment thereto.

Page 13480

Federal Employee Retirement System Act: Senate passed S. 2188, to amend section 307 of the Federal Employees' Retirement System Act of 1986, to include the costs of the thrift savings plan and social security in comparisons between the costs of performing commercial activities with contract personnel and with Federal personnel.

Page 13480

Fort Lincoln State Park, North Dakota: Senate passed S. 1690, to provide financial assistance to Fort Abraham Lincoln and related structures located in Fort Lincoln State Park, Mandan, North Dakota.

Page 13481

Coronado National Trail Study Act: Senate passed S. 1693, to amend the National Trails System Act, to provide for a study of the Coronado Trail, the route taken by the Spanish explorer Coronado through Arizona, New Mexico, Texas, Oklahoma, and Kansas, for inclusion in such system, after agreeing to committee amendments thereto.

Page 13482

Study of Columbia River, Washington: Senate passed S. 1850, to amend the Wild and Scenic Rivers Act, to designate a section of the Columbia River, in Washington State, for study for inclusion in the National Wild and Scenic Rivers System, after agreeing to committee amendments thereto.

Page 13482

Dinosaur National Monument, Utah: Senate passed S. 1927, to authorize the Secretary of the Interior to permit entry on desert lands which are part of a scenic easement area of the Dinosaur National

Monument, Utah, to certain applicants who convey certain scenic easements to the United States.

Page 13482

Tuskegee University Land Exchange: Senate passed H.R. 3869, to amend the Act providing for the establishment of the Tuskegee University National Historic Site, Alabama, to authorize an exchange of properties between the United States and Tuskegee University.

Page 13484

San Francisco Maritime National Historical Park: Senate passed H.R. 1044, to establish the San Francisco Maritime National Historical Park, in the State of California, after agreeing to committee amendments thereto.

Page 13483

Wildlife Prairie Park, Illinois: Senate passed H.R. 1100, to authorize the Secretary of the Interior to provide assistance to Wildlife Prairie Park, in the State of Illinois.

Page 13485

Indefinitely Postponed:

Budget Resolution for 1989: Senate indefinitely postponed S. Con. Res. 113, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990 and 1991.

Page 13485

Budget Resolution for 1989—Conference Report: By 58 yeas to 29 nays (Vote No. 167), Senate agreed to the conference report on H. Con. Res. 268, setting forth the congressional budget for the United States Government for fiscal years 1989, 1990 and 1991.

Page 13408

Use of U.S. Armed Forces in the Persian Gulf: Senate proceeded to consider S.J. Res. 305, to provide specific authorization under the War Powers Resolution for the continued use of United States Armed Forces in the Persian Gulf, consistent with the foreign policy objectives and national security interests of the United States.

Pages 13425, 13427

By 54 yeas to 31 nays (Vote No. 168), Senate sustained a Byrd point of order that the joint resolution is not privileged under Public Law 93-148 (War Powers Act).

Pages 13426, 13427

Nominations Received: Senate received the following nominations:

3 Air Force nominations in the rank of general.
1 Army nomination in the rank of general.
1 Navy nomination in the rank of admiral.
Routine lists of Air Force and Navy nominations.

Page 13485

Nominations Confirmed: Senate confirmed the following nominations:

Robert E. Farris, of Tennessee, to be Administrator of the Federal Highway Administration, Department of Transportation.

David E. Baldelli, of Texas, to be United States Marshal for the Northern District of Texas.

Page 13488

Messages From the President: **Page 13445**

Messages From the House: **Page 13446**

Measures Ordered Placed on Calendar: **Page 13446**

Communications: **Page 13446**

Statements on Introduced Bills: **Page 13447**

Amendments Submitted: **Page 13461**

Additional Cosponsors: **Page 13459**

Authority for Committees: **Page 13462**

Notices of Hearings: **Page 13462**

Additional Statements: **Page 13462**

Record Votes: Two record votes were taken today. (Total—168)

Pages 13427, 13441

Adjournment: Senate convened at 11 a.m., and adjourned at 6 p.m., until 10:15 a.m., on Tuesday, June 7, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 13485.)

Committee Meetings

AGRICULTURAL RESEARCH COMMERCIALIZATION ACT

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation held hearings on S. 2413, to establish regional centers for the commercial development of new industrial farm and forest products, receiving testimony from Robert W. Long, Deputy Assistant Secretary of Agriculture for Science and Education; Paul O'Connell, Deputy Administrator, Cooperative State Research Service, Office of Critical Materials, Department of Agriculture; Stephen J. Gage, Corporation for Science and Technology, Indianapolis, Indiana; Michael Aube, Eastern Maine Development Corporation, Bangor, representing the National Association of Development Organizations; Melvin G. Blase, University of Missouri, Columbia; Gary D. Jolliff, Oregon State University, Corvallis; and Scott Shearer, National Corn Growers Association, St. Louis, Missouri.

Hearings were recessed subject to call.

AIDS—HEALTH CARE SERVICES

Committee on Governmental Affairs: Committee held hearings on acquired immunodeficiency syndrome (AIDS) health care service needs, focusing on how AIDS services are financed and coordinated, receiving testimony from David N. Sundwall, Administrator, Health Resources and Services Administration, Department of Health and Human Services; Katherine Wright, AIDS Arms Network, Dallas, Texas; Reed V. Tuckson, District of Columbia Commissioner of Public Health, and Jim Graham, Whitman-Walker Clinic, Inc., both of Washington, D.C.; Jeffery Amory, San Francisco Department of Public Health, San Francisco, California; Lawrence L. Gabel, Ohio State University Research Foundation, Columbus; Leonard H. Calabrese, Cleveland Clinic Foundation, Cleveland, Ohio; Patricia Hurley, New York University AIDS Projects, New York, New York; and June Osborn, University of Michigan, Ann Arbor.

Hearings continue on Wednesday, June 8.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, June 7.

Committee Meetings

No Committee meetings were held.

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Tuesday, June 7, 1988

Senate

Chamber Action

Routine Proceedings, pages 13523–13630

Measures Introduced: Ten bills and two resolutions were introduced, as follows: S. 2471–2480, S.J. Res. 334, and S. Con. Res. 123.

Page 13585

Measures Reported: Reports were made as follows:

Special report entitled "Finance Committee Allocation of Budget Totals—Fiscal Year 1989". (S. Rept. No. 100–379)

H.R. 1720, to replace the existing AFDC program with a new Family Support Program which emphasizes work, child support, and need-based family support supplements, to amend title IV of the Social Security Act to encourage and assist needy children and parents under the new program to obtain the education, training, and employment needed to avoid long-term welfare dependence, and to make other necessary improvements to assure that the new program will be more effective in achieving its objectives, without recommendation.

Page 13585

Measures Passed:

Judicial Branch Offices: Senate passed S. 1934, authorizing the Architect of the Capitol and the Secretary of Transportation to undertake a study of the needs of the Federal judiciary for additional Federal office space, to authorize the Architect of the Capitol to contract for the design and construction of a building adjacent to Union Station in the District of Columbia to house agencies offices in the judicial branch of the United States, and for other purposes, after agreeing to a committee amendment in the nature of a substitute.

Page 13616

Television and Radio Coverage of the Senate: Senate agreed to S. Res. 431, to amend Senate Resolution 28 (99th Congress), relating to television and Radio coverage of the Senate, to clarify the prohibition on the use of tape duplications of radio or television coverage of Senate proceedings.

Page 13620

Isleta Indian Tribe—Land Leases: Senate passed S. 1945, to amend the Second Supplemental Appropriations Act, 1961, relating to the lease of certain lands from the Isleta Indian Tribe for a seismological laboratory.

Page 13620

Record Rentals: Senate passed S. 2201, to make certain record rental provisions in title 17, United States Code, the Copyright Act, permanent.

Page 13620

Cash Management Improvement Act: Senate passed S. 1381, to improve cash management by executive agencies, after agreeing to a committee amendment in the nature of a substitute.

Page 13620

Designation of Wildcat River, New Hampshire: Senate passed S. 1914, to designate the Wildcat River in the State of New Hampshire as a unit of the National Wild and Scenic River System, after agreeing to a committee amendment in the nature of a substitute.

Page 13623

Enrollment Corrections: Senate passed S. Con. Res. 123, authorizing changes in the enrollment of S. 952, to improve the administration of justice by providing greater discretion to the Supreme Court in selecting the cases it will review.

Page 13624

Immigration and Nationality Act—Technical Corrections: Senate passed S. 2479, to make technical corrections in immigration-related laws.

Page 13624

Veto Message—Omnibus Trade and Competitiveness Act of 1988: Senate began consideration of the veto message on H.R. 3, to enhance the competitiveness of American industry.

Page 13529, 13567

A unanimous-consent agreement was reached providing for further consideration of the veto message on H.R. 3, with a vote on reconsideration of the bill, the objections of the President notwithstanding, to occur on Wednesdsay, June 8, at 4:30 p.m.

Page 13630

Catastrophic Health Care—Conference Report: Senate began consideration of the conference report on H.R. 2470, to amend title XVIII of the Social Security Act, to provide protection against catastrophic medical expenses under the Medicare program.

Page 13556

A unanimous-consent agreement was reached providing for further consideration of the conference report, with a vote to occur on Wednesday, June 8.

Page 13567

Commission on the Ukraine Famine: Senate concurred in the amendment of the House to S. 2304, to amend the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriation Act, 1986, to extend the life of the Commission on the Ukraine Famine.

Page 13624

Indian Self-Determination Amendments, 1987: Senate further considered H.R. 1223, to amend the Indian Self-Determination and Education Assistance Act with respect to self-determination contracts with Indian tribes and tribal organizations, the bill having previously passed the Senate on Friday, May 27, 1988, taking action on additional amendments proposed thereto, as follows:

(1) By unanimous consent, Senate agreed to a modification of Evans Amendment No. 2332, establishing a Tribal Self-Governance Demonstration Project.

Page 13624

(2) By unanimous consent, Senate agreed to Byrd (for Melcher) Amendment No. 2338, authorizing a payment to the Northern Cheyenne Tribe as a grant for the Dull Knife Memorial College.

Page 13624

Nominations Received: Senate received the following nominations:

John F. Kordek, of Illinois, to be Ambassador to the Republic of Botswana.

Thomas E. McNamara, of Connecticut, to be Ambassador to the Republic of Colombia.

Harry E. Bergold, of Florida, to be Ambassador to the Kingdom of Morocco.

Timothy L. Towell, of Ohio, to be Ambassador to the Republic of Paraguay.

John J. Maresca, of Connecticut, for the rank of Ambassador in his capacity as Chief of the United States Delegation to the Conference on Confidence and Security Building Measures.

Page 13630

Messages From the President: Senate received the following message from the President of the United States:

Transmitting a report on national emergency with respect to Iran, made pursuant to section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and section 505(c) of the International Security and Development Cooperation Act of 1985, 22 U.S.C. 2349aa-9; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM-139)

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Messages From the President: **Page 13583**

Messages From the House: **Page 13584**

Measures Referred: **Page 13585**

Measures Ordered Placed on Calendar: **Page 13585**

Communications: **Page 13585**

Statements on Introduced Bills: **Page 13586**

Amendments Submitted: **Page 13608**

Additional Cosponsors: **Page 13606**

Authority for Committees: **Page 13608**

Additional Statements: **Page 13608**

Adjournment: Senate convened at 10:15 a.m., and adjourned at 7:18 p.m., until 10 a.m., on Wednesday, June 8, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 13630.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of Fowler C. West, of Texas, to be a Commissioner of the Commodity Futures Trading Commission, and William W. Erwin, of Indiana, to be a Member of the Board of Directors of the Farm Credit System Assistance Board, after the nominees testified and answered questions in their own behalf. Mr. West was introduced by Senator Gramm and Representative Leath, and Mr. Erwin was introduced by Senator Lugar.

APPROPRIATIONS—ENERGY PROGRAMS

Committee on Appropriations: On Monday, June 6, the Subcommittee on Interior and Related Agencies concluded hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, after receiving testimony from John S. Herrington, Secretary of Energy, J. Allen Wampler, Assistant Secretary for Fossil Energy, and Elizabeth E. Smedley, Controller, all of the Department of Energy.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies resumed hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, receiving testimony from numerous public witnesses.

Hearings continue tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction approved for full committee consideration with amendments H.R. 4586, appropriating funds for fiscal year 1989 for military construction programs of the Department of Defense.

APPROPRIATIONS—ENERGY AND WATER

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full committee consideration, with amendments, H.R. 4567, appropriating funds for fiscal year 1989 for energy and water development programs.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Karen B. Phillips, of Virginia, to be a Member of the Interstate Commerce Commission, after the nominee, who was introduced by Senator Packwood, testified and answered questions in her own behalf.

BUDGET REFORM

Committee on Governmental Affairs: Committee held hearings on S. 2478, to improve the Federal budget process by establishing biennial budgeting, receiving testimony from Senators Ford, Roth, Domenici, Kassebaum, and Nickles; Charles Bowsher, Comptroller General, United States General Accounting Office; Robert W. Helm, Comptroller, Department of Defense; James Miller, Director, Office of Management and Budget; and John J. Rhodes, James Jones, and Carol Cox, all of the Committee for a Responsible Federal Budget, Washington, D.C.

Hearings were recessed subject to call.

PRESIDENTIAL PRIMARIES

Committee on Rules and Administration: Committee concluded hearings on S. 1786, to provide a system of regional presidential primaries for the nomination of presidential candidates, after receiving testimony from Senators Dixon, Breaux, and Packwood; Representative Bennett; and former Vice President Walter F. Mondale.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 4752–4754; 1 private bill, H.R. 4755; and 1 resolution, H.J. Res. 586 were introduced.

Page 13518

Bills Reported: Reports were filled as follows:

H.R. 2213, to require certain telephones to be hearing aid compatible, amended (H. Rept. 100–674);

H.R. 3966, to require the Federal Communications Commission to reinstate restrictions on advertising during children's television, and to enforce the obligation of broadcasters to meet the educational and informational needs of the child audience, amended (H. Rept. 100–675).

H.R. 1961, Pension Portability Act of 1988, amended (H. Rept. 100–676); and

H.R. 4592, to extend the authorization of appropriations for the United States Institute of Peace through fiscal year 1991 (H. Rept. 100–677).

Page 13518

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 13492

Suspensions: House voted to suspend the rules and pass the following bills:

School improvement effective dates: H.R. 4638, amended, to amend the effective date provision of the Augustus F. Hawkins-Robert T. Stafford Elementary and Secondary School Improvement Amendments of 1988;

Page 13492

Library programs extension: H.R. 4416, to extend the authorization of appropriations for titles V and VI of the Library Services and Construction Act through fiscal year 1989;

Page 13493

U.S.-G.D.R. fishery agreement: H.R. 4621, amended, to provide Congressional approval of the Governing International Fishery Agreement between the United States and the Government of the German Democratic Republic; and

Page 13499

Supreme Court case selection: S. 952, to improve the administration of justice by providing greater discretion to the Supreme Court in selecting the cases it will review—clearing the measure for the President.

Page 13510

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Wednesday, June 8:

Taft Institute extension: H.R. 4585, to extend the authorization of appropriations for the Taft Institute through fiscal year 1991;

Page 13494

SLS program: H.R. 4639, amended, to amend the Higher Education Act of 1965 to prevent abuses in the Supplemental Loans for Students program under part B of title IV of the Higher Education Act of 1965;

Page 13495

Richard Cronin Salmon Station: H.R. 4365, to designate the Sunderland National Salmon Station located in Sunderland, Massachusetts, as the "Richard Cronin National Salmon Station";

Page 13500

Children's television practices: H.R. 3966, amended, to require the Federal Communications Commission to reinstate restrictions on advertising during children's television, and to enforce the obligation of broadcasters to meet the educational and informational needs of the child audience; and

Page 13500

Hearing aid compatibility: H.R. 2213, amended, to require certain telephones to be hearing aid compatible.

Page 13506

Referrals: Six Senate-passed measures were referred to the appropriate House committees.

Page 13512

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 2:05 p.m.

Committee Meetings

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from the following officials of the Department of Defense: Gen. Larry D. Welch, Chief of Staff, USAF; and Gen. Maxwell R. Thurman, Commander, Training and Doctrine Command, USA.

Hearings continue June 15.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: H. Res. 464, amended, commending the President of the United States for his efforts on behalf of human rights while at the Moscow summit; H.R. 1417, amended, Torture Victim Protection Act of 1987; and a resolution extending the sympathy and best wishes of the Congress to President Jose Napolean Duarte during his battle with cancer.

POSTAL REORGANIZATION ACT; DEFENSE SAVINGS ACT; DRAFT REPORT

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action the following bills: H.R. 4150, Postal Reorganization Act of 1988; and H.R. 4481, as amended, Defense Savings Act.

Prior to this action, the Subcommittee held a hearing on H.R. 4150. Testimony was heard from Anthony M. Frank, Postmaster General, U.S. Postal Service; James C. Miller, III, Director, Office of Management and Budget; Milton S. Socolar, Special Assistant to the Comptroller General, GAO; and public witnesses.

The Subcommittee also approved for full Committee action the following draft report: "Strategic Defense Initiative Organization Management Deficient in Key Areas; Program Costs Now Double Original Estimate."

WINDING STAIR MOUNTAIN NATIONAL RECREATION AND WILDERNESS AREA ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 4354, Winding Stair Mountain National Recreation and Wilderness Area Act. Testimony was heard from Representative Watkins; F. Dale Robertson, Chief, Forest Service; USDA; Ronald Glenn, member House of Representatives, State of Oklahoma; and public witnesses.

INSPECTOR GENERAL'S COST SAVING AWARD PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on the Inspector General's cost saving award program. Testimony was heard from Representative Kasich; from the following officials of the Department of Defense: Derek Vanderschaff, Deputy Inspector General; SSG. Warren R. Lee, Camp Pendelton, California; Capt. Carl Tegen, Forth Monmouth, New Jersey; and William J. Cochrane, Defense Contract Audit Agency; Michael Hill, Inspector General, Department of the Treasury; Sherman Funk, Inspector General, Department of State; James Richards, Inspector General, Department of the Interior; Renald Morani, Acting Inspector General, VA; and from the following officials of the General Government Division, GAO; Rosslyn S. Kleeman, Associate Director; and Robert Shelton, Deputy Director.

Joint Meeting

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Conferees met in closed session to resolve the differences between the Senate- and House-passed versions of H.R. 4264, to authorize funds for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such Department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989, but did not complete action thereon, and will meet again of Friday, June 10.

♦♦♦♦♦♦♦♦♦♦♦♦

Wednesday, June 8, 1988

Senate

Chamber Action

Routine Proceedings, pages 13660–13791

Measures Introduced: Eight bills and three resolutions were introduced, as follows: S. 2481–2488, S.J. Res. 335, and S. Res. 438–439.

Page 13754

Measures Passed:

Television Violence Act of 1988: Senate passed S. 844, to exempt certain activities from the provisions of the antitrust laws, after agreeing to a committee amendment in the nature of a substitute.

Page 13778

Coastal Heritage Trail, New Jersey: Senate passed S. 2057, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey.

Page 13779

Friendship Flight Between Alaska and Siberia: Senate agreed to S. Res. 439, to congratulate the participants on the first Friendship Flight between Nome, Alaska and Provideniya, Siberia, U.S.S.R., and to encourage further cultural ties between Americans and their Soviet neighbors.

Page 13790

Veto—Omnibus Trade and Competitiveness Act of 1988: By 61 yeas to 37 nays (Vote No. 169), two-thirds of the Senators voting not having voted in the affirmative, H.R. 3, to enhance the competitiveness of American industry, upon reconsideration, was not passed, and the veto of the President was sustained.

Page 13668

Pending is a motion to reconsider the above vote.

Page 13716

Catastrophic Health Care—Conference Report: By 87 yeas to 11 nays (Vote No. 170), Senate agreed to the conference report on H.R. 2470, to amend title XVIII of the Social Security Act, to provide protection against catastrophic medical expenses under the medicare program.

Page 13718

Death Penalty for Drug-Related Killings: Senate began consideration of S. 2455, to provide for the death penalty in the case of drug-related killings.

Page 13746

A motion was entered to close further debate on the bill and, by unanimous consent, a vote on the cloture motion will occur on Thursday, June 9, at 3:45 p.m. (a 30-minute vote).

Page 13747

A further unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments proposed thereto on Thursday, June 9.

Page 13753

Polygraph Protection Act—Conference Report—Agreement: A unanimous-consent agreement was reached providing for the consideration of the conference report on H.R. 1212, to prevent the denial of employment opportunities by prohibiting the use of lie detectors by employers involved in or affecting interstate commerce.

Page 13747

Nominations Received: Senate received the following nominations:

William H. Fite, of Pennsylvania, to be an Assistant Director of the United States Arms Control and Disarmament Agency.

Charles S. Warner, of Virginia, to be United States Alternate Executive Director of the International Monetary Fund.

Joseph F. Glennon, of Florida, to be a Member of the Advisory Board for Radio Broadcasting to Cuba.

James B. Coles, of California, to be a Member of the Advisory Board of the National Corporation for Housing Partnerships.

Charles L. Hosler, Jr., of Pennsylvania, to be a Member of the National Science Board, National Science Foundation.

The following-named persons to be Members of the National Council on the Handicapped:

George H. Oberle, Jr., of Oklahoma;
Justin W. Dart, Jr., of Texas;
Joni Tada, of California; and
Phyllis D. Zlotnick, of Connecticut **Page 13791**

Messages From the President: **Page 13753**

Messages From the House: **Page 13754**

Measures Ordered Placed on Calendar: **Page 13754**

Statements on Introduced Bills: **Page 13755**

Amendments Submitted: **Page 13773**

Additional Cosponsors: **Page 13771**

Authority for Committees: **Page 13773**

Additional Statements: **Page 13773**

Record Votes: Two record votes were taken today. (Total—170) **Pages 13716, 13746**

Recess: Senate convened at 10 a.m., and recessed at 7:22 p.m., until 9:30 a.m., on Thursday, June 9, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 13791.)

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered the following favorably reported:

The nominations of Fowler C. West, of Texas, to be a Commissioner of the Commodity Futures Trading Commission, and William W. Erwin, of Indiana, to be a Member of the Board of Directors of the Farm Credit System Assistance Board; and

S. 2337, to extend through September 30, 1993, the authority contained in section 155 of the Omnibus Budget Reconciliation Act of 1981 and P.L. 98–469, to charge and collect inspection and weight fees, with an amendment in the nature of a substitute.

Also, the committee began consideration of S. 1729, to establish within the Department of Agriculture a Rural Development Financing Authority, headed by an Assistant Secretary, to provide for loans and grants for development projects in rural communities, and to establish within the Treasury a Rural Development Loan Fund, but did not complete action thereon, and will meet again on Wednesday, June 15.

APPROPRIATIONS—EXPORT FINANCING PROGRAMS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1989, receiving testimony in behalf of funds for their respective activities from John A. Bohn, Jr., President and Chairman, Export-Import Bank of the United States; Terrence J. Brown, Director, Office of Development Resources for Latin America and the Caribbean, AID Trade Credit Insurance Program; Nancy Frame, Acting Director, AID Trade and Development Program; and Craig A. Nalen, President and Chief Executive Officer, Overseas Private Investment Corporation.

Subcommittee will meet again on Friday, June 10.

ADVANCED SOLID ROCKET MOTOR

Committee on Appropriations: Subcommittee on HUD-Independent Agencies held hearings to review the advanced solid rocket motor program of the National Aeronautics and Space Administration, receiving testimony from James C. Fletcher, Administrator, National Aeronautics and Space Administration; and H. Guyford Stever, Chairman, Panel on Technical Evaluation of NASA's Redesign of the Space Shuttle Solid Rocket Booster, National Research Council, National Academy of Sciences.

Subcommittee recessed subject to call.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies continued hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, receiving testimony from numerous public witnesses.

Hearings continue tomorrow.

DRUG INTERDICTION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies and the Subcommittee on Treasury, Postal Service, and General Government concluded joint hearings to review drug interdiction efforts of the U.S. Coast Guard, Office of the Attorney General, Immigration and Naturalization Service, and the U.S. Customs Service, after receiving testimony from Adm. Paul A. Yost, Commandant, U.S. Coast Guard, Department of Transportation; Francis A. Keating, II, Acting Associate Attorney General, and Alan C. Nelson, Commissioner, Immigration and Naturalization Service, both of the Department of Justice; and William von Raab, Commissioner, U.S. Customs Service.

DRUG INTERDICTION

Committee on Armed Services: Committee held hearings to examine the military's role in the national anti-drug strategy, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, General Accounting Office; and Peter Reuter, Rand Corporation, and Frank Monastero, Association of Former Federal Narcotics Agents, both of Washington, D.C.

Hearings continue on Wednesday, June 15.

ACID RAIN/MARINE SANCTUARY AUTHORIZATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings in conjunction with the National Ocean Policy Study on the impact of acid precipitation on coastal waters, after receiving testimony from Rick A. Linthurst, Acting Deputy Director, Office of Acid Deposition, Environmental Monitoring and Quality Assurance, Environmental Protection Agency; Diane C. Fisher, and Michael Oppenheimer, both of the Environmental Defense Fund, New York, New York; James P. Mahoney, National Acid Precipitation Assessment Program, Washington, D.C.; Charles T. Driscoll, Syracuse University, Millbrook, New York; Hans Paerl, University of North Carolina, Institute of Marine Sciences, Morehead City; and Jay Taft, Harvard University, Cambridge, Massachusetts.

Also, the committee concluded hearings on proposed legislation authorizing funds for programs of Title III of the Marine Protection, Research, and Sanctuaries Act, after receiving testimony from Joseph A. Uravitch, Chief of the Marine and Estuarine Management Division, National Oceanic and Atmospheric Administration, Department of Commerce.

NEVADA REQUEST FOR DISASTER ASSISTANCE

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure concluded hearings to examine the response of the Federal Emergency Management Agency to the State of Nevada's request for a disaster declaration in the wake of the Henderson, Nevada fuel plant explosion, after receiving testimony from Representative Bilbray; Julius W. Becton, Jr., Federal Emergency Management Agency; and Robert King, Nevada State Division of Emergency Management, Carson City.

NOMINATION

Committee on Foreign Relations: Committee held hearings on the nomination of Walter L. Cutler, of Maryland, to be Ambassador to the Kingdom of Saudi Arabia, where the nominee testified and answered questions in his own behalf.

Testimony was also received from Alan C. Ptak, Deputy Assistant Secretary of State of Legislative Affairs.

Hearings were recessed subject to call.

AIDS—HEALTH CARE SERVICES

Committee on Governmental Affairs: Committee resumed hearings on acquired immunodeficiency syndrome (AIDS) health care service needs, focusing on the effectiveness of AIDS education, receiving testimony from Gary R. Noble, Deputy Director for AIDS, Centers for Disease Control, Public Health Service, and Roy W. Pickens, Director, Division of Clinical Research, National Institute on Drug Abuse, both of the Department of Health and Human Services; Jane E. Sisk, Senior Associate, Health Program, Office of Technology Assessment; Eleanor Chelimsky, Director, Program Evaluation and Methodology Division, and Michael Zimmerman, Senior Associate Director, Human Resources Division, both of the General Accounting Office; Dionne Warwick, The Warwick Foundation, Washington, D.C.; David Fair, Executive Assistant to the Commissioner for the AIDS Programs, and Rashida L. Hassan, Blacks Educating Blacks About Sexual Health Issues, both of Philadelphia, Pennsylvania; and Adolfo Mata, Latino AIDS Project, San Francisco, California.

Hearings were recessed subject to call.

CHILD PORNOGRAPHY

Committee on the Judiciary: Committee held hearings on S. 2033 and S. 703, bills to establish criminal penalties with respect to the sexual exploitation of children and the possession or sale of obscene matter, receiving testimony from Senator McConnell; H. Robert Showers, Executive Director, National Obscenity Enforcement Unit, Criminal Division, Department of Justice; Brent D. Ward, U.S. Attorney, Salt Lake City, Utah; Jerry R. Kirk, National Coalition Against Pornography, Cincinnati, Ohio; Larry Braidfoot, Southern Baptist Convention, Nashville, Tennessee; Barry W. Lynn, American Civil Liberties Union, Washington, D.C.; George R. Klein, Council for Periodical Distributors Associations, Cleveland, Ohio; Ed Morrow, American Booksellers Associations, and Heather Grant Florence, Media Coalition, Inc., both of New York, New York; Alan E. Sears, Citizens for Decency Through Law, Inc., Phoenix, Arizona; Kenneth Wooden, National Coalition for Children's Justice, Shelburne, Vermont; Carol L. Lavery, Victims Resource Center, Wilkes-Barre, Pennsylvania; and Dixie L. Gallery, Denver, Colorado

Hearings were recessed subject to call.

YOUTH EMPLOYMENT

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity held hearings on proposed legislation to revise certain youth employment provisions of Title II of the Job Training Partnership Act, receiving testimony from Ann D. McLaughlin, Secretary of Labor; Barbara McQuown, Kay Albright, and Ray Worden, all of the National Commission for Employment Policy, Washington, D.C.; Glen Schneider, ABT Associates; Cambridge, Massachusetts; Dave Whittaker, Chicago Area Project, Jack Wuest, Alternative Schools Network, and Art Vazquez, Mayor's Office of Employment and Training, all of Chicago, Illinois.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4756–4771; 2 private bills, H.R. 4772 and 4773; and 4 resolutions, H.J. Res. 587 and 588, H. Con. Res. 312, and H. Res. 467 were introduced.

Page 13865

Journal: By a yea-and-nay vote of 255 yeas to 130 nays, Roll No. 168, the House approved the Journal of Tuesday, June 7.

Page 13792

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Passed and sent to the Senate without amendment: H.R. 3925.

Passed and sent to the Senate, amended: H.R. 1672 and 1864.

Passed over without prejudice: H.R. 2108, 2684, 2682, 2711, 4363, and 446.

Page 13793

Subcommittee to Sit: Subcommittee on Criminal Justice of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule this week.

Page 13795

Suspensions: House voted to suspend the rules and pass the following bills debated on Tuesday, June 7:

Taft Institute extension: H.R. 4585, to extend the authorization of appropriations for the Taft Institute through fiscal year 1991 (passed by a yea-and-nay vote of 307 yeas to 99 nays, Roll No. 169);

Page 13799

SLS program: H.R. 4639, amended, to amend the Higher Education Act of 1965 to prevent abuses of the Supplemental Loans for Students program under part B of title IV of the Higher Education Act of 1965 (passed by a yea-and-nay vote of 408 yeas, Roll No. 170);

Page 13800

Richard Cronin Salmon Station: H.R. 4365, to designate the Sunderland National Salmon Station located in Sunderland, Massachusetts, as the "Richard Cronin National Salmon Station" (passed by a yea-and-nay vote of 407 yeas, Roll No. 171);

Page 13801

Children's television practices: H.R. 3966, amended, to require the Federal Communications Commission to reinstate restrictions on advertising during children's television, and to enforce the obligation of broadcasters to meet the educational and informational needs of the child audience (passed by a yea-and-nay vote of 328 yeas to 78 nays, Roll No. 172); and

Page 13802

Hearing aid compatability: H.R. 2213, amended, to require certain telephones to be hearing aid compatible (passed by a yea-and-nay vote of 391 yeas to 15 nays, Roll No. 173).

Page 13802

Bill Re-referred: The bill H.R. 3596, to designate the Federal Building located at 1801 Gulf Breeze Parkway, Gulf Breeze, Florida, as the "Bob Sikes Visitor Center", which had been referred to the Committee on Public Works and Transportation, was re-referred to the Committee on Interior and Insular Affairs.

Page 13803

President Jose Napoleon Duarte: By a yea-and-nay vote of 406 yeas, Roll No. 174, the House agreed to H. Con. Res. 312, extending the sympathy and best wishes of the Congress to President Jose Napoleon Duarte during his battle with cancer.

Page 13803

Long-Term Home Care: By a yea-and-nay vote of 169 yeas to 243 nays, Roll No. 176, the House failed to agree to H. Res. 466, providing for the consideration of H.R. 3436, to amend the Older Americans Act of 1965 to make technical corrections.

Page 13807, 13834

Committee to Sit: The Committee on Merchant Marine and Fisheries received permission to sit during proceedings of the House under the 5-minute rule on Thursday, June 9.

Page 13843

Committee Resignation: Read and accepted a letter from Representative Evans wherein he resigns as a member of the Committee on Agriculture.

Page 13843

Presidential Messages: Read the following messages from the President:

Iran emergency: Message wherein he transmits his periodic report concerning the national emergency with respect to Iran—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 100–203); and

Page 13843

Pro-Life Act: Message wherein he transmits his proposed pro-life legislation—referred to the Committee on Energy and Commerce and ordered printed (H. Doc. 100–204).

Page 13863

Referrals: Three Senate-passed measures were referred to the appropriate House Committees.

Page 13864

Quorum Calls—Votes: One quorum call and eight yea-and-nay votes developed during the proceedings of the House today and appear on pages 13792, 13799, 13800, 13801, 13802, 13806, 13834, 13842.

Adjournment: Met at noon and adjourned at 7:12 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior approved for full Committee action the Department of Interior appropriation bill for fiscal year 1989.

DEFENSE SAVINGS ACT

Committee on Armed Services: Ordered reported, as amended, H.R. 4481, Defense Savings Act.

MONEY LAUNDERING CONTROL ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Held a hearing on the Money Laundering Control Act Amendments of 1988. Testimony was heard from Jerald Hilscher, Deputy Assistant, Secretary, Law Enforcement, Department of the Treasury; and Victoria Tornsing, Deputy Assistant Attorney General, Criminal Division, Department of Justice.

LOW INCOME HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on Preventing the Disappearance of Low Income Housing. Testimony was heard from former Representative Henry S. Reuss of Wisconsin.

UNIFORM SAFETY ACT

Committee on Energy and Commerce: Continued markup of H.R. 1115, to amend the Uniform Safety Act to establish uniform standards.

Will continue tomorrow.

TOBACCO SMOKE

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials hearing on H.R. 4543, to amend the Federal Trade Commission Act to authorize a continuing study of tobacco smoke. Testimony was heard from Ronald Davis, Director, Smoking Division, Centers for Disease Control, Department of Health and Human Services; and public witnesses.

U.N. COMMISSION ON HUMAN RIGHTS

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing to review the U.N. Commission on Human Rights. Testimony was heard from public witnesses.

Hearings continue June 15.

AGRICULTURAL COMMODITY EMBARGO LIMITATION ACT

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on H.R. 4692, Agricultural Commodity Embargo Limitation Act. Testimony was heard from Representative Alexander; Philip Hughes, Assistant Secretary, Export Enforcement, Bureau of Export Administration, Department of Commerce; Eugene J. McAllister, Assistant Secretary, Economic and Business Affairs, Department of State; Tom Kay, Administrator, Foreign Agriculture Service, USDA; R. Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury; and public witnesses.

SEC'S ENFORCEMENT OF THE SECURITIES LAWS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the problems with the SEC's Enforcement of the Securities Laws as to Suspicious Foreign Originated Trades. Testimony was heard from David S. Ruder, Chairman, SEC; and public witnesses.

COMPUTER MATCHING AND PRIVACY PROTECTION ACT; DRAFT REPORTS

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture approved for full Committee action H.R. 4699, Computer Matching and Privacy Protection Act of 1988.

The Subcommittee also approved for full Committee action the following draft reports: "Absence of Management: The Farmers Home Administration's Implementation of the Food Security Act of 1985"; and "The FCC Public Reference Rooms Are a Mess."

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 4212, amended, to amend the joint resolution of April 27, 1962, to permit the Secretary of the Interior to establish the former home of Alexander Hamilton as a national memorial at its present location in New York, NY; H.R. 4050, for the relief of certain persons in Riverside County, CA, who purchased land in good faith reliance on an existing private land survey; H.R. 3960, amended, Charles Pinckney National Historic Site; H.R. 3431, amended, to release a reversionary interest of the United States in a certain parcel of land located in Bay County, FL; and H.R. 1531, amended, Coal Pipeline Act of 1987.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights contionued oversight hearings on Affirmative Action and Equal Employment Efforts of the FBI. Testimony was heard from John Glover, Executive Assistant Director, FBI, Department of Justice.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following bills: H.R. 4208, amended, to authorize appropriations to carry out Title III of the Marine Protection, Research, and Sanctuaries Act of 1972 during fiscal years 1989, 1990, and 1992; H.R. 4449, Panama Canal Commission Authorization Act, Fiscal Year 1989; and H.R. 4517, amended, Outer Continental Shelf Operations Indemnification Clarification Act of 1988.

The Committee also began markup of H.R. 4338, amendments to the Marine Protection, Research and Sanctuaries Act to impose special fees on the ocean disposal of sewage sludge.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Ordered reported the following bills: H.R. 2882, amended, Excellence in Government Management Act of 1987; H.R. 4478, amended, Deceptive Mailings Prevention Act of 1988; H.R. 3592, amended, to amend title 39, United States Code, to limit the rate of pay at which the Postal Service may compensate experts and consultants; H.R. 4276, to designate the U.S. Post Office Building located at 1105 Moss Street in Lafayette, Louisiana, as the "James Domengeaux Post Office Building"; and H.R. 4726, to designate the U.S. Post Office Building located at 700 Main Street in Danville, VA, as the "Dan Daniel Post Office Building".

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Civil Service held an oversight hearing of Title VII of the Civil Service Reform Act of 1978. Testimony was heard from the following officials of the Federal Labor Relations Authority: Jerry L. Calhoun, Chairman; Dennis M. Devaney, Acting General Counsel; and Susan S. Robfogel, member, Federal Service Impasses Panel; Jack Johnson, Executive Director, Federal Mediation and Conciliation Service; Tony Ingrasia, Deputy Associate Director, Personnel Systems and Oversight Group, OPM: Claire E. Freeman, Deputy Assistant Secretary, Civilian Personnel Policy, Department of State; and public witnesses.

FEDERAL FIRE SERVICE PAY SCHEDULE ACT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 1174, Federal Fire Service Pay Schedule Act of 1987. Testimony was heard form Barry Shapiro, Deputy Assistant Director, Pay Programs, OPM; and public witnesses.

ROLE AND RESPONSIBILITY OF THE FAA IN AVIATION DRUG ENFORCEMENT

Committee on Public Works and Transportation: Held a hearing on the investigation into the role and responsibility of the FAA in aviation drug enforcement. Testimony was heard from Sam Banks, Assistant Commissioner, Inspection and Control, U.S. Customs Service, Department of the Treasury; Terrance M. Burke, Deputy Assistant Administrator, Operations, Drug Enforcement Administration, Department of Justice; from the following officials of the Department of Transportation: Janet Hale, Assistant Secretary, Budget and Programs; and Anthony J. Broderick, Deputy Associate Administrator, Aviation Standards, FAA; and public witnesses.

ROCKET FUEL ALLOCATION IN AFTERMATH OF FUEL PLANT EXPLOSION

Committee on Science, Space and Technology: Subcommittee on Investigations and Oversight, held a hearing on Rocket Fuel Allocation in Aftermath of Fuel Plant Explosion. Testimony was heard from Adm. Richard H. Truly, Associate Administrator, Space Flight, NASA; the following officials of the Department of Defense: Daniel S. Rak, Deputy Assistant Secretary of the Air Force, Acquisition Management and Policy; and Col. Donald G. Bush, Deputy Director, Contracting and Manufacturing Policy; Courtney Stadd, Director, Office of Commercial Space Transportation, Department of Transportation; and John Richards, Director, Industrial Resources Administration, Department of Commerce.

DAY CARE: ITS IMPORTANCE TO SMALL BUSINESS

Committee on Small Business: Subcommittee on Exports, Tourism and Special Problems held a hearing on Day Care: Its Importance to Small Business. Testimony was heard from Representatives Johnson of Connecticut, Collins, Martin of Illinois, and Wyden; Frank A. Swain, Chief Counsel, Advocacy, SBA; and public witnesses.

REVIEW AGENT ORANGE STUDIES

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing to review Agent Orange studies. Testimony was heard from Don M. Newman, Chairman, Domestic Policy Council, Agent Orange Working Group, The White House; from the following officials of the VA: Thomas Harvey, Deputy Administrator, Veterans' Affairs and Dr. Michael Gough, Chairman, Advisory Committee on the Health-Related Affects of Herbicides; Dr. James O. Mason, Director, Centers for Disease Control, Department of Health and Human Services; Maj. Gen. Alexander Sloan, USAF Deputy Surgeon General, Department of the Air Force, Department of Defense; Hellen Gelband, Project Director, Vietnam Veterans' Issues, Office of Technology Assessment; representatives of veterans' organizations; and a public witness.

BUDGET AUTHORIZATION ISSUES

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on budget authorization issues. Testimony was heard from departmental witnesses.

Thursday, June 9, 1988

Senate

Chamber Action

Routine Proceedings, pages 13962–14049

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 2489–2491, S. Res. 440, S. Con. Res. 124.

Page, 14024, 14025

Measures Reported: Reports were made as follows:

H.R. 4586, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1989, and for other purposes, with amendments. (S. Rept. No. 100–380)

H.R. 4567, making appropriations for energy and water development for the fiscal year ending September 30, 1989, and for other purposes, with amendments. (S. Rept. No. 100–381)

H.R. 4587, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1989, and for other purposes, with amendments. (S. Rept. No. 100–382)

Page 14024

Death Penalty for Drug-Related Killings: Senate continued consideration of S. 2455, to provide for the death penalty in the case of drug-related killings, taking action on amendments proposed thereto, as follows:

Pages 13971, 14045

Rejected:

Levin modified Amendment No. 2339, to substitute mandatory life imprisonment without the possibility of release for the death penalty. (By 65 yeas to 31 nays (Vote No. 171), Senate tabled the amendment.)

Page 13997

Pending:

Hatfield Amendment No. 2340, to require that executions be carried out in public and to provide employees of State and Federal correctional institutions charged with carrying out Federal death sentences under the amendment made by this bill with a right to refuse participation in executions when such participation would violate the moral or religious convictions of the individual.

Page 14046

By 70 yeas to 26 nays (Vote No. 172), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the bill (S. 2455).

Page 14005

A further unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments proposed thereto, on Friday, June 10.

Page 14007

Polygraph Protection Act—Conference Report: By 68 yeas to 24 nays (Vote No. 173), Senate agreed to the conference report on H.R. 1212, to prevent the denial of employment opportunities by prohibiting the use of lie detectors by employers involved in or affecting interstate commerce.

Page 14007

Federal Railroad Safety—Conference Report: Senate agreed to the conference report on S. 1539, to amend the Federal Railroad Safety Act of 1970.

Page 14011

Nominations Confirmed: Senate confirmed the following nominations:

Fowler C. West, of Texas, to be a Commissioner of the Commodity Futures Trading Commission.

William W. Erwin, of Indiana, to be a Member of the Board of Directors of the Farm Credit System Assistance Board.

Page 14049

Messages From the President: Senate received the following messages from the President of the United States:

Received on Wednesday, June 8:

Transmitting the proposed "President's Pro-Life Act of 1988," to prohibit the use of Federal funds for abortions except where the life of the mother would be endangered; which was referred to the Committee on Appropriations. (PM–140)

Page 13753

Messages From the House: **Page 14018**

Measures Referred: **Page 14018**

Measures Ordered Placed on Calendar: **Page 14018**

Petitions and Memorials: **Page 14018**

Statements on Introduced Bills: **Page 14025**

Amendments Submitted: **Page 14030**

Additional Cosponsors: **Page 14027**

Authority for Committees: **Page 14030**

Notices of Hearings: **Page 14030**

Additional Statements: **Page 14030**

Record Votes: Three record votes were taken today. (Total—173)

Pages 14002, 14005, 14010

Recess: Senate convened at 9:30 a.m., and recessed at 7:16 p.m., until 9:15 a.m. on Friday, June 10, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 14017.)

Committee Meetings

HUNGER PREVENTION ACT, 1988

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition and Investigations approved for full committee consideration an original bill to provide additional assistance for the Food Stamp program, Temporary Emergency Food Assistance program, child nutrition programs, work training program, and childcare for working families.

BUSINESS MEETING

Committee on Appropriations: Committee ordered the following bills favorably reported:

H.R. 4567, appropriating funds for fiscal years 1989 for energy and water development programs, with amendments;

H.R. 4586, appropriating funds for fiscal year 1989 for military construction programs of the Department of Defense, with amendments; and

H.R. 4587, appropriating funds for fiscal year 1989 for the Legislative Branch, with amendments.

APPROPRIATIONS—AGRICULTURE AND RURAL DEVELOPMENT

Committee on Appropriations: Subcommittee on Agriculture, Rural Development and Related Agencies approved for full committee consideration proposed legislation appropriating funds for fiscal year 1989 for the Department of Agriculture, rural development, and related agencies.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies continued hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, receiving testimony from Senator Exon and numerous public witnesses.

Subcommittee recessed subject to call.

APPROPRIATIONS—TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government approved for full committee consideration proposed legislation appropriating funds for fiscal year 1989 for the Department of the Treasury, U.S. Postal Service, and general government programs.

WATER RESOURCES

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on the following bills:

S. 1737, to provide for the completion of the Colorado River Storage Project, after receiving testimony from Senators Garn and Hatch; Representative Wayne Owens; C. Dale Duvall, Commissioner, Bureau of Reclamation, Department of the Interior; Don Christiansen and D. Robert Hilburt, both of the Central Utah Power Water Conservancy District, Orem, Utah; Milt Theobold and H. Ross Nelson, both of the Strawberry Water Users Association, Payson, Utah; Carolyn McNeil, Intermountain Consumer Power Association, Sandy, Utah; Joe Falbo, Colorado River Energy Distributors Association, Waddell, Arizona; and Debra Sliz, American Public Power Association, Morgan Dubrow, National Rural Electric Cooperative Association, Donald R. Allen, Duncan, Allen and Mitchell, David Conrad, Friends of the Earth, Ed Pembleton, National Audubon Society, Lynn A. Greenwalt, National Wildlife Federation, Ed Norton, Grand Canyon Trust, Ken Holum, Public Power Development Corporation, and Tom Donnelly, National Water Resources Association, all of Washington, DC;

S. 2102, to prohibit the construction of any dam on specified segments of the Salmon River and Snake River in Idaho, after receiving testimony from Representative Craig; Dean Shumway, Director Environmental Analysis, Federal Energy Regulatory Commission; and John Echeverria, American Rivers, and Lynn A. Greenwalt, National Wildlife Federation, both of Washington, DC; and

S. 2108, to authorize the preparation of a Reclamation Groundwater Management and Technical Assistance Study for the Congress, after receiving testimony from C. Dale Duvall, Commissioner, Bureau of Reclamation, Department of the Interior; and Lynn A. Greenwalt, National Wildlife Federation, Washington, DC.

ASBESTOS IN SCHOOLS AMENDMENT ACT, 1988

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances approved for full committee consideration S. 2024, to extend the deadline for filing inspection and management plans required by the Asbestos Hazard Emergency Response Act, with an amendment in the nature of a substitute.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Charles A. Gargano, of New York, to be Ambassador to the Republic of Trinidad and Tobago, Richard N. Holwill, of the District of Columbia, to be Ambassador to the Republic of Equador, and Paul D. Taylor, of New York, to be Ambassador to the Dominican Republic, after the nominees testified and answered questions in their own behalf. Mr. Gargano was introduced by Senator D'Amato.

F/A–18S AIRCRAFT SALE TO KUWAIT

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the Administration's plans to sell 40 F/A–18s Aircraft to Kuwait from Peter Burley, Acting Assistant Secretary for Near Eastern and South Asian Affairs, Department of State; and Edward W. Gnehm, Deputy Assistant Secretary for Near Eastern and South Asian Affairs, Department of Defense.

VETERANS' PROGRAMS

Committee on Veterans' Affairs: Committee concluded hearings on S. 2011, to increase the rate of VA compensation for veterans with service-connected disabilities and dependency and indemnity compensation for the survivors of certain disabled veterans, S. 1805 to protect certain pensions and other benefits of veterans and survivors of veterans who are entitled to damages in the case of "In re: 'Agent Orange' Product Liability Litigation", S. 2105, to extend for 4 years the authority of the VA to contract for drug and alcohol treatment and rehabilitation services in halfway houses and other certain community-based facilities, and concluded oversight hearings on activities of the Board of Veterans' Appeals, and related matters, after receiving testimony from Donald L. Ivers, General Counsel, Herbert Mars, Acting Director, Compensation and Pension Service, and Daniel H. Winship, Assistant Deputy Chief Medical Director for Programs and Operations, and Paul Errera, Director, Mental Health and Behavioral Science Service, both of the Department of Medicine and Surgery, all of the Veterans' Administration, Kenneth Eaton, Roger K. Bauer, Ronald Aument, and Jan Donsbach, all of the Board of Veterans' Appeals; Ed Bartholonew, Friendship House, and Martin B. Koretzsky, Fort Howard VA Medical Center, both of Baltimore, Maryland; Gerald B. Chittick, Gold Star Wives of America, Inc., Frankfort, Indiana; and Drug Chiappetta, Therapeutic Committees of America, E. Philip Riggin, The American Legion, Stephen L. Edminston, Disabled American Veterans, John C. Bollinger, Paralyzed Veterans of America, James N. Magill, Veterans of Foreign Wars of the United States of America, Richard E. O'Dell, Vietnam Veterans of America, and Kenneth R. Feinberg, all of Washington, DC.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 4774–4780; and 4 resolutions, H.J. Res. 589–590, H. Con. Res. 313, and H. Res. 468 were introduced.

Page 13960

Reports Filed: Reports were filed as follows:

Report entitled "Budget Allocation Report of the Committee on Ways and Means pursuant to Section 302(b) of the Congressional Budget Act" (H. Rept. 100–678);

H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989 (H. Rept. 100–679); and

H.R. 4776, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989 (H. Rept. 100–680).

Page 13960

NSF Authorization: By a yea-and-nay vote of 405 yeas to 5 nays, Roll No. 177, the House passed H.R. 4418, to authorize appropriations for the National Science Foundation for fiscal years 1989 and 1990.

Page 13897

Agreed To:

The Roe technical amendment that authorizes Presidential awards for teaching excellence;

Page 13907

The Roe technical amendment that strikes certain language relating to conflict of interest standards for members of the National Science Board;

Page 13908

The Roe technical amendment that makes conforming changes in language prohibiting use of funds for an icebreaking research vessel not built in a United States shipyard;

Page 13909

The Boehlert amendment that reduces the bill's authorization by $85 million;

Page 13910

The Traficant amendment that gives domestic firms a 6 percent cost advantage over foreign firms when competing for contracts related to programs in the bill, only if the product is completely assembled and at least 50 percent produced in the United States; and

Page 13911

The Fields amendment that clarifies language relating to the building of an icebreaking research vessel by providing that no bid submitted by a foreign shipyard (receiving direct or indirect government subsidies) be considered as an indicator or "world free-market price" as defined in the bill.

Page 13912

H. Res. 459, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 13895

Late Reports: Committee on Appropriations received permission to have until midnight tonight to file reports on H.R. 4776, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989; and H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989.

Page 13915

John O. Holly Building: House cleared for the President H.R. 4448, to designate the Cleveland Ohio General Mail Facility and Main Office in Cleveland, Ohio, as the "John O. Holly Building of the United States Post Office"; by agreeing to the Senate amendment thereto.

Page 13915

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 13960

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 13914. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 4:22 p.m.

Committee Meetings

TRANSPORTATION AND DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Ordered reported the following appropriation bills for fiscal year 1989: Department of Transportation and the District of Columbia.

ROLE OF THE MILITARY IN DRUG INTERDICTION

Committee on Armed Services: Defense Policy Panel and the Subcommittee on Investigations continued joint hearings on the role of the Department of Defense efforts to halt drug trafficking. Testimony was heard from Ed Koch, Mayor, New York City; Donna Owens, Mayor, Toledo, Ohio; and Donald Siegelman, Attorney General, State of Alabama.

PROHIBIT INVESTMENTS IN SOUTH AFRICA

Committee on Armed Services: Subcommittee on Investigations met in executive session and approved for full Committee action, as amended, H.R. 1580, to prohibit investments in, and certain other activities with respect to, South Africa.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representatives Dellums and Ritter.

MONEY LAUNDERING CONTROL ACT

Committee on Banking, Finance and Urban Affairs: Ordered reported the Money Laundering Control Act Amendments of 1988.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor-Management Relations held an oversight hearing on Access to Health Insurance. Testimony was heard from P. Royal Shipp, Senior Specialist, Social Legislation, Congressional Research Service, Library of Congress; and public witnesses.

UNIFORM SAFETY ACT

Committee on Energy and Commerce: Continued markup of H.R. 1115, to amend the Uniform Safety Act to establish uniform standards.

Will continue June 14.

LABELING ON IMPORTED SHRIMP

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing regarding country-of-origin labeling on imported shrimp. Testimony was heard from J.B. Sessions III, U.S. Attorney, Southern District, Alabama, Department of Justice; John M. Taylor, Associate Commissioner, Regulatory Affairs, FDA, Department of Health and Human Services; William Meglen, Deputy Assistant Commissioner, Enforcement, U.S. Customs Service, Department of the Treasury; and James W. Brennan, Assistant Administrator, Fisheries, NOAA, Department of Commerce.

SECURITIES ARBITRATION REFORM ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on the Securities Arbitration Reform Act of 1988. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES; DRAFT REPORTS

Committee on Government Operations: Ordered reported the following bills: H.R. 4054, amended, Inspector General Act Amendments of 1988; H.R. 4150, Postal Reorganization Act of 1988; H.R. 4481, amended, Defense Savings Act; S. 328, amended, Prompt Payment Act Amendments of 1987; S. 892, amended, to remove the right of reversion to the United States in lands owned by the Shriners' Hospitals for Crippled Children on lands formerly owned by the United States in Salt Lake County, Utah; and H.R. 4699, Computer Matching and Privacy Protection Act of 1988.

The Committee also approved the following draft reports: "Defense Department Fails To Assure Reasonableness of Contractors' Health Costs"; "Defense Department's Foreign Military Sales Accounting Problems Continue"; "Strategic Defense Initiative Organization Management Deficient in Key Areas"; "Program Costs Now Double Original Estimate"; "Absence of Management: The Farmers Home Administration's Implementation of the Food Security Act of 1985"; "The FCC Public Reference Rooms Are a Mess"; "Just Saying No Is Not Enough: HUD's Inadequate Response to the Drug Crisis in Public Housing"; and "Federal Government Payments to Reinsurers Under FEGLIA: The $850,000 Annual Giveaway."

NATIONAL WILD AND SCENIC RIVERS SYSTEM

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 3614, to amend the Wild and Scenic Rivers Act to designate a section of the Columbia River in Washington State as a study area for inclusion in the National Wild and Scenic Rivers System; and H.R. 3703, to designate the Wildcat River in the State of New Hampshire as a unit of the National Wild and Scenic Rivers Act. Testimony was heard from Representatives Morrison of Washington, Smith of New Hampshire and Gregg; Denis Galvin, Deputy Director, National Park Service, Department of the Interior; George Leonard, Associate Chief, U.S. Forest Service, USDA; and public witnesses.

ARCTIC NATIONAL WILDLIFE REFUGE

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held a hearing on the following measures: H.R. 3601, National Fish and Wildlife Enhancement Act of 1987; H.R. 1082, Arctic Coastal Plain Leasing Act of 1987; H.R. 39, to designate certain lands in Alaska as wilderness; and other legislation regarding the potential development of the Arctic National Wildlife Refuge. Testimony was heard from J. Steven Griles, Assistant Secretary, Land and Minerals Management, Department of the Interior; and public witnesses.

Hearings continue tomorrow.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT COURT JUDGE WALTER L. NIXON, JR.

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights met in executive session to hold a hearing on the inquiry into the conduct of U.S. District Court Judge Walter L. Nixon, Jr. Testimony was heard from Reid Weingarten, former Assistant U.S. Attorney, Department of Justice.

Hearings continue tomorrow.

VISUAL ARTISTS' RIGHTS ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 3221, Visual Artists' Rights Act of 1987. Testimony was heard from Representative Markey; and public witnesses.

Hearings continue June 21.

PUBLIC SAFETY OFFICERS' BENEFITS ACT

Committee on the Judiciary: Subcommittee on Criminal Justice approved for full Committee action H.R. 4758, Public Safety Officers' Benefits Act of 1988.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT JUDGE ALCEE L. HASTINGS

Committee on the Judiciary: Subcommittee on Criminal Justice concluded hearings on the inquiry into the conduct of U.S. District Court Judge Alcee L. Hastings. Testimony was heard from public witnesses.

OCEAN DISPOSAL OF SEWAGE SLUDGE

Committee on Merchant Marine and Fisheries: Ordered reported, as amended, H.R. 4338, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to impose special fees on the ocean disposal of sewage sludge.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Subcommittee on Census and Population approved for full Committee action the following bills: H.R. 4550, to amend title 13, United States Code, to improve the administration of decennial censuses of population; H.R. 4432, amended, to amend title 13, United States Code, to require certain detailed tabulations relating to Asian Americans and Pacific Islanders in the decennial censuses of population; and H.R. 4720, to amend title 13, United States Code, to provide for the inclusion of members of the uniformed services and civilian employees of the Government assigned to posts of duty outside the United States and their dependents in censuses of population for purposes of the apportionment of Representatives in Congress.

NATIONAL BIOLOGICAL DIVERSITY CONSERVATION AND ENVIRONMENTAL RESEARCH ACT

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on H.R. 4335, National Biological Diversity Conservation and Environmental Research Act. Testimony was heard from Representative Akaka; the following officials of the Department of the Interior: F. Dale Robertson, Chief, U.S. Forest Service; Eugene Hester, Assistant Director, National Park Service; and Roland Robison, Deputy Director Bureau of Land Management; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

MISCELLANEOUS MATTERS

Committee on Ways and Means: Ordered reported the following: H.R. 2792, amended, to clarify Indian treaties, executive orders, and acts of Congress with respect to Indian fishing rights; and Section 302(b) allocation report required under the Congressional Budget Act.

The Committee also approved, as amended, recommendations relating to the U.S. Customs Service for inclusion in omnibus drug legislation.

U.S. CUSTOMS SERVICE

Committee on Ways and Means: Subcommittee on Oversight held a hearing to review the U.S. Customs Service. Testimony was heard from the following Senior Inspectors of the U.S. Customs Service, Department of the Treasury: Robert Clark, San Diego; Kevin Fox, New York; and Pedro Rodriguez, Seattle, Washington; and public witnesses.

CHILD CARE NEEDS OF LOW-INCOME FAMILIES

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on the Child Care Needs of Low-Income Families. Testimony was heard from Representatives Tauke and Johnson of Connecticut; and public witnesses.

PROHIBIT INVESTMENTS IN SOUTH AFRICA

Committee on Ways and Means: Subcommittee on Trade held a hearing on H.R. 1580, to prohibit investments in, and certain other activities with respect to, South Africa. Testimony was heard from Representatives Rangel and Wolpe; Eugene J. McAllister, Assistant Secretary, Economic and Business Affairs, Department of State; R. Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury; and public witnesses.

PROHIBIT INVESTMENTS IN SOUTH AFRICA

Permanent Select Committee on Intelligence: Met in executive session and ordered reported, as amended, H.R. 1580, to prohibit investments in, and certain other activities with respect to, South Africa.

◆◆◆◆◆◆◆◆◆◆◆◆

Friday, June 10, 1988

Senate

Chamber Action

Routine Proceedings, pages 14081–14151

Measures Introduced: Six bills and two resolutions were introduced, as follows: S. 2492–2497, S. Res. 441, S.J. Res. 336.

Page 14125

Measures Passed:

Extending Best Wishes to President Duarte: Senate agreed to H. Con. Res. 312, extending the sympathy and best wishes of the Congress to President Jose Napoleon Duarte during his battle with cancer.

Page 14090

S. Res. 438, companion measure, was subsequently indefinitely postponed.

Page 14141

Indian Housing Act: The Select Committee on Indian Affairs was discharged from the further consideration of H.R. 3927, to establish a separate assisted housing program for Indians and Alaska Natives, and the bill was then passed.

S. 1987, companion measure, was indefinitely postponed.

Page 14146

Salem Maritime National Historic Site: Senate passed H.R. 2652, to revise the boundaries of Salem Maritime National Historic Site in the Commonwealth of Massachusetts.

Page 14140

Death Penalty for Drug-Related Killings: By 65 yeas to 29 nays (Vote No. 175), Senate passed S. 2455, to provide for the death penalty in the case of drug-related killings, after taking action on additional amendments proposed thereto, as follows:

Page 14093

Adopted:

(1) Kennedy Amendment No. 2342, to reduce race discrimination in capital sentencing.

Page 14096

(2) Division II of Hatfield Amendment No. 2340, to provide employees of State and Federal correctional institutions charged with carrying out Federal death sentences under the amendment made by this bill with a right to refuse to participate in executions when such participation would violate the moral or religious convictions of the individual.

Page 14101

(3) D'Amato Amendment No. 2343, of a technical nature.

Page 14103

Rejected:

(1) Division I of Hatfield Amendment No. 2340, to require that executions be carried out in public.

Page 14103

(2) Simon Amendment No. 2341, to eliminate the death penalty for killing an individual while engaging in a continuing criminal drug enterprise. (By 66 yeas to 28 nays (Vote No. 174), Senate tabled the amendment.)

Pages 14093, 14099

Family Security Act of 1988—Agreement: A unanimous consent agreement was reached providing for the consideration of S. 1511, to amend title IV of the Social Security Act, to replace the AFDC program with a comprehensive program of mandatory child support and work training which provides for transitional child care and medical assistance, benefit improvement, and mandatory extension of coverage to two-parent families, and which reflects a general emphasis on shared and reciprocal obligation, program innovation, and organizational renewal on Monday, June 13, at 1 p.m.

Page 14119

Continental Scientific Drilling and Exploration Act: Senate concurred in the amendment of the House to S. 52, to direct the cooperation of certain Federal entities in the implementation of the Continental Scientific Drilling Program, with Byrd (for Johnston) Amendment No. 2344, of a technical nature.

Page 14141

Reservation of Federal Lands in Nevada: Senate concurred in the amendment of the House to S. 1508, to withdraw and reserve for the Department of the Air Force certain Federal lands within Lincoln County, Nevada, with Byrd (for Johnston) Amendment No. 2345, in the nature of a substitute for titles II and III.

Page 14142

Committee Authority: All committees were authorized to file reports during the adjournment until 5 p.m., today.

Page 14150

Messages From the House: **Page 14123**

Communications: **Page 14124**

Statements on Introduced Bills: **Page 14125**

Amendments Submitted: **Page 14134**

Additional Cosponsors: **Page 14132**

Authority for Committees: **Page 14136**

Notices of Hearings: **Page 14136**

Additional Statements: **Page 14136**

Record Votes: Two record votes were taken today. (Total—175)

Pages 14101, 14117

Adjournment: Senate convened at 9:15 a.m., and adjourned at 2:23 p.m., until 12 noon on Monday, June 13, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 14151.)

Committee Meetings

APPROPRIATIONS—DEPARTMENTS OF COMMERCE, JUSTICE, STATE, THE JUDICIARY, AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies approved for full committee consideration proposed legislation appropriating funds for fiscal year 1989 for the Departments of Commerce, Justice, State, the Judiciary, and related agencies.

APPROPRIATIONS—REFUGEE ASSISTANCE/NARCOTICS CONTROL/ ANTI-TERRORISM PROGRAMS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1989, receiving testimony on behalf of funds for their respective activities from Ambassador Jonathan Moore, U.S. Coordinator for Refugee Affairs and Director, Bureau for Refugee Programs, Department of State; Ann Wrobleski, Assistant Secretary of State for International Narcotic Matters; and L. Paul Bremer III, Ambassador-At-Large for Counter Terrorism, Department of State.

Subcommittee will meet again Tuesday, June 14.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nomination of Kenneth P. Bergquist, of Virginia, to be an Assistant Secretary of the Navy, and 3,895 military nominations in the Army, Navy, Marine Corps, and Air Force.

ENVIRONMENTAL IMPACT OF PESTICIDES

Committee on Environment and Public Works: Committee held hearings on issues concerning the environmental impact of pesticides and related products, including S. 1419, to create a groundwater pesticide protection program, and the provisions of S. 1516, to revise pesticide registration requirements and procedures, receiving testimony from John A. Moore, Assistant Administrator, Pesticides and Toxic Substances, Environmental Protection Agency; Stuart Z. Cohen, Biospherics, Inc., Beltsville, Maryland; James Combs, Iowa Department of Natural Resources, Des Moines; Alice Parker, Women Involved in Farm Economics (WIFE), Royal City, Washington; James Bell, Clarksville, Tennessee, representing the American Soybean Association; Andrew J. Klein, Monsanto Company, St. Louis, Missouri; and Cheryl Cook, National Farmers Union, Janet S. Hathaway, Natural Resources Defense Council, Velma M. Smith, Environmental Policy Institute, and Jack Early, National Agricultural Chemicals Association, all of Washington, DC.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of Jill E. Kent, of the District of Columbia, to be Assistant Secretary of the Treasury for Management, W. Allen Moore, of Virginia, to be Under Secretary of Commerce for International Trade, and Jan W. Mares, of Connecticut, to be Assistant Secretary of Commerce for Import Administration.

Also, the committee resumed consideration of proposed legislation to implement the U.S.-Canada Free Trade Agreement, but did not complete action thereon, and recessed subject to call.

ECONOMIC DEVELOPMENT IN CENTRAL AMERICA—SUGAR IMPORT QUOTAS

Committee on Finance: Subcommittee on International Trade held hearings on S. 2252, to revise United States debt and sugar import policies and to review present economic assistance programs in Central America, receiving testimony from Elliott Abrams, Assistant Secretary of State for Inter-American Affairs; Richard Goldberg, Acting Under Secretary, International Affairs and Commodity Programs, Department of Agriculture; David R. Malpass, Deputy Assistant Secretary of the Treasury for Developing Nations; Jack H. Vaughn, Conservation International, Washington, DC, and former Ambassador to Panama and Columbia, and former Assistant Secretary of State for Latin America; Gilberto Goldstein, Honduras Sugar Association, Tegucigalpa, Honduras; William F. Mullan, Maryknoll Fathers and Brothers, Pedro-Pablo Kuczynski, First Boston International, and James B. Hurlock, White and Case, all of New York, New York; Alvin A. Hansen, MIN-DAK Farmers Sugar Cooperative, Baker, Minnesota; and Francis S. Morgan, Hamakua Sugar Company, Inc., Honolulu, Hawaii.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Sheldon J. Krys, of Maryland, to be an Assistant Secretary of State, Richard L. Williams, of the District of Columbia, to be Ambassador to the Mongolian People's Republic, and E. Allan Wendt, of California, for the rank of Ambassador during his tenure of service as Senior Representative for Strategic Technology Policy in the Office of the Under Secretary of State for Coordinating Security Assistance Programs, after the nominees testified and answered questions in their own behalf.

FEDERAL BANKRUPTCY REVISIONS

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on the following bills to revise certain Federal bankruptcy provisions:

S. 1626, to keep secure the rights of intellectual property licensors and licensees which come under the protection of Title 11 of the Bankruptcy Code, after receiving testimony from John L. Pickitt, Computer and Business Equipment Manufacturers Association, John P. McLaughlin, Genetech Incorporated, and Jeffrey L. Tarkenton, Hunton and Williams, representing the American Bankruptcy Institute, all of Washington, DC; Steven C. Mendell, XOMA Corporation, Berkeley, California; and George A. Hahn, Hahn and Hessen, New York, New York, representing the National Bankruptcy Conference;

S. 1358, to clarify the conveyance provisions of the Bankruptcy Code, after receiving testimony from Robert M. Zinman, St. John's University School of Law, and Herbert P. Minkel, Jr., Fried, Frank, Harris, Shriver and Jacobson, on behalf of the National Bankruptcy Conference, both of New York, New York; and Philip Shuchman, Rutgers Law School, Newark, New Jersey;

S. 1863, to revise the special revenue bonds under Federal bankruptcy provisions relating to the adjustment of debts of a municipality, after receiving testimony from James W. Perkins, Palmer and Dodge, Boston, Massachusetts; and Lawrence P. King, National Bankruptcy Conference, New York, New York; and

S. 2279, to provide protections for interest rate and currency swap and forward foreign exchange agreements, after receiving testimony from Herbert P. Minkel, Jr., Fried, Frank, Harris, Shriver, and Jacobson, New York, New York.

Testimony was also received on the American Bankruptcy Institute Study of the 1984 amendments to the Bankruptcy Code from Karen Gross, New York Law School, New York, New York, and Alexander L. Paskay, Chief Bankruptcy Judge, Middle District of Florida, and Charles M. Tatelbaum, Kass, Hodges, and Massari, both of Tampa, Florida, all on behalf of the American Bankruptcy Institute.

EARLY CHILDHOOD DEVELOPMENT

Committee on Labor and Human Resources: Committee resumed hearings on S. 2270, to provide financial assistance to State and local governments for high-quality early childhood development programs for pre-kindergarten children, receiving testimony from Lawrence Schweinhart, High/Scope Educational Research Foundation, Ypsilanti, Michigan; Evelyn Moore, National Black Child Development Institute, Arturo Vargas, National Council of La Raza, and Barbara Willer, National Association for the Education of Young Children, all of Washington, DC; Gerald N. Tirozzi, Connecticut Commissioner of Education, Hartford, on behalf of the Council of Chief State School Officers; Eugenia Boggus, National Head Start Association, Pittsburgh, Pennsylvania; Roseann Bentley, Missouri State Board of Education, Springfield, on behalf of the National Association of State Boards of Education; Donald Pierson, University of Lowell, Lowell, Massachusetts; Nancy Jenkins, California Parent-Teacher Association, La Mirada; Carolyn Cobb, North Carolina School Psychological Services, Raleigh, North Carolina, on behalf of the National Alliance of Pupil Services Organizations.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 4781–4794; and 5 resolutions, H.J. Res. 591, H. Con. Res. 314 and 315, and H. Res. 469 and 470 were introduced.

Page 14079

Bills Reported: Reports were filed as follows:

H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989 (H. Rept. 100–681);

H.R. 2701, to amend the Natural Gas Policy Act of 1978 to remove certain contract duration and right of first refusal requirements (H. Rept. 100–682);

H.R. 2884, to assure uniformity in the exercise of regulatory jurisdiction pertaining to the transportation of natural gas and to clarify that the local transportation of natural gas by a distribution company is a matter within State jurisdiction and subject to regulation by State commissions, amended (H. Rept. 100–683);

H.R. 4065, to amend the National Energy Conservation Policy Act with respect to the energy policy of the United States (H. Rept. 100–684);

H.R. 4158, to amend the Energy Policy and Conservation Act to provide for Federal energy conservation standards for fluorescent lamp ballasts, amended (H. Rept. 100–685);

H. Res. 469, waiving certain points of order against consideration of H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989 (H. Rept. 100–686);

Report of the Committee on Appropriations entitled "Subdivision of the Allocation of Budget Totals for fiscal year 1989" (H. Rept. 100–687);

H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1989 (H. Rept. 100–688);

H.R. 4783, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1989 (H. Rept. 100–689);

H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989 (H. Rept. 100–690); and

H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989 (H. Rept. 100–691).

Page 14079

Journal: By a yea-and-nay vote of 223 yeas to 102 nays, Roll No. 178, the House approved the Journal of Thursday, June 9.

Page 14065

Late Reports: Committee on Appropriations received permission to have until midnight tonight to file reports on the following bills: H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989; H.R. 4783, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1989; H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1989; and H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989.

Page 14066

Defense Authorization: House disagreed to the Senate amendment to H.R. 4264, to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of

Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces; and agreed to a conference. Appointed as conferees:

From the Committee on Armed Services, for consideration of the entire House bill (except sections 4101–4110), and the entire Senate amendment (except sections 938 and 949), and as exclusive conferees with respect to any proposal to report in total disagreement: Representatives Aspin, Bennett, Stratton, Nichols, Montgomery, Dellums, Schroeder, Byron, Mavroules, Skelton, McCurdy, Foglietta, Lloyd, Sisisky, Ray, Spratt, McCloskey, Ortiz, Darden, Robinson, Bustamante, Boxer, Dickinson, Badham, Stump, Hopkins, Davis of Michigan, Hunter, Martin of New York, Kasich, Martin of Illinois, Bateman, Sweeney, Blaz, Ireland, and Hansen;

From the Committee on Armed Services, as exclusive conferees solely for consideration of sections 209, 212, 935, and 936 of the House bill, and section 223 of the Senate amendment, and modifications committed to conference: Representatives Aspin, Bennett, Dellums, Schroeder, Mavroules, McCurdy, Foglietta, Spratt, McCloskey, Boxer, Dickinson, Badham, Kasich, Bateman, Sweeney, and Hansen;

From the Permanent Select Committee on Intelligence, as additional conferees for consideration of matters within the jurisdiction of that committee under clause 2 of Rule XLVIII: Representatives Stokes, Kastenmeier, Roe, Hyde, and Cheney;

From the Committee on Education and Labor, as additional conferees solely for consideration of sections 4101–4110 of the House bill, and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Gaydos, Clay, Murphy, Williams, Jeffords, Petri, and Bartlett;

From the Committee on Armed Services, as additional conferees solely for consideration of sections 4101–4110 of the House bill, and modifications committed to conference: Representatives Aspin, McCloskey, and Dickinson;

From the Committee on Energy and Commerce, as additional conferees for consideration of sections 3141–3150 of the House bill, and sections 3141–3144 of the Senate amendment, and modifications committed to conference: Representatives Dingell, Sharp, and Lent;

From the Committee on Foreign Affairs, as additional conferees for consideration of sections 234, 303, 304, 318, 354, 937, 940, 944, 946, 947, 948, 950, 952, 953, and 959 of the House bill, and sections 232, 233, 234, 237, 303, 806, 807, 809, 911, 912, 913, 914, 915, 922, 924, 926, 928, 930, 931, 932, 933, 934, 937, 939, 941, 943, 948, 949, 950, and 952 of the Senate amendment, and modifications committed to conference: Representatives Fascell, Hamilton, Yatron, Solarz, Broomfield, and Gilman;

From the Committee on Government Operations, as additional conferees for consideration of section 921 of the Senate amendment, and modifications committed to conference: Representatives Brooks, Conyers, Collins, English, Waxman, Horton, Walker, and Clinger;

From the Committee on the Judiciary, as additional conferees for consideration of sections 304, 954, and 1103 of the House bill, and sections 918, 940, 941, and 951 of the Senate amendment, and modifications committed to conference: Representatives Rodino, Hughes, Kastenmeier, Moorhead, and McCollum;

From the Committee on Merchant Marine and Fisheries, as additional conferees for consideration of section 921 of the Senate amendment, and modifications committed to conference: Representatives Jones of North Carolina, Studds, Hertel, Young of Alaska, and Lent;

From the Committee on Post Office and Civil Service, as additional conferees for consideration of section 917 of the Senate amendment, and modifications committed to conference: Representatives Ford of Michigan, Clay, Ackerman, Taylor, and Gilman;

From the Committee on Rules, as additional conferees for consideration of section 921 of the Senate amendment, and modifications committed to conference: Representatives Pepper, Moakley, Derrick, Beilenson, Frost, Quillen, and Taylor;

From the Committee on Small Business, as additional conferees for consideration of sections 820 and 821 of the Senate amendment, and modifications committed to conference: Representatives LaFalce and McDade;

From the Committee on Ways and Means, as additional conferees for consideration of sections 938 and 949 of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Gibbons, Jenkins, Downey of New York, Crane, and Frenzel; and

From the Committee on Armed Services, as additional conferees for consideration of sections 938 and 949 of the Senate amendment, and modifications committed to conference: Representatives Aspin, Darden, and Rowland of Connecticut.

Page 14066

Agreed to the Dickinson motion to instruct House conferees to expedite resolution of pending provisions for the realignment and closure of military installations to be recommended by the Secretary of Defense's Commission on Base Realignment and Closure similar to those provisions contained in the House Committee on Armed Services version of the bill ordered to be reported by the Committee on June 18, 1988.

Page 14066

Agreed to the Aspin motion that the conference committee meetings on H.R. 4264 be closed to the public at such times as classified national security information is under consideration (agreed to by a yea-and-nay vote of 330 yeas, Roll No. 179).

Page 14068

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 14078

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 14065, 14068. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12:48 p.m.

Committee Meetings

LABOR-HHS-EDUCATION APPROPRIATIONS; ALLOCATION REPORT

Committee on Appropriations: Ordered reported the following: Labor, Health and Human Services, Education appropriation bill for fiscal year 1989; and Section 302(b) allocation report required under the Congressional Budget Act.

ARCTIC NATIONAL WILDLIFE REFUGE

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources continued hearings on the following bills: H.R. 3601, National Fish and Wildlife Enhancement Act of 1987; H.R. 1082, Arctic Coastal Plain Leasing Act of 1987; H.R. 39, to designate certain lands in Alaska as wilderness; and other legislation regarding the potential development of the Arctic National Wildlife Refuge. Testimony was heard from Representatives Miller of Washington and Kaptur; and public witnesses.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT JUDGE WALTER L. NIXON, JR.

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights concluded hearings on the inquiry into the conduct of U.S. District Court Judge L. Nixon, Jr. Testimony was heard from Reid Weingarten, former Assistant U.S. Attorney, Department of Justice, and public witnesses.

TREASURY, POSTAL SERVICE, GENERAL GOVERNMENT APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 2 of Rule XXI against specified provisions of H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989. The rule provides that where the rule waives points of order against only a portion of a paragraph, a point of order against any other provision in the paragraph may be made only against that provision and not against the entire paragraph. The rule provides that it shall be in order to consider the amendment printed in the report accompanying this resolution, if offered by Representative Walker. Clause 2(c) of Rule XXI is waived against the amendment, if the motion to rise and report under clause 2(d) of Rule XXI is rejected or not offered. Testimony was heard from Representatives Roybal, Hoyer, Skeen and Walker.

Joint Meeting

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Conferees met in closed session to resolve the differences between the Senate- and House-passed versions of H.R. 4264, to authorize funds for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such Department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989, but did not complete action thereon, and recessed subject to call.

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Monday, June 13, 1988

Senate

Chamber Action

Routine Proceedings, pages 14208–14305

Measures Introduced: Eleven bills and one resolution were introduced, as follows: S. 2498–2508, and S. Con. Res. 125.

Page 14263

Measures Reported: Reports were made as follows:

Reported on Friday, June 10, during the adjournment:

H.R. 3251, to require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the United States Congress, with amendments. (S. Rept. No. 100–383)

Special report entitled "Budget Allocations of the Committee on Appropriations." (S. Rept. No. 100–384)

Page 14263

Measures Passed:

National Historical Publications and Records Commission Act, 1987: Senate passed S. 1856, to amend chapter 25 of title 44, United States Code, to provide an authorization for the National Historical Publications and Records Commission programs, and for other purposes, after agreeing to committee amendments, and the following amendment proposed thereto:

Byrd (for Sasser) Amendment No. 2346, in the nature of a substitute.

Page 14294

Family Health Services Amendments, 1988: Senate passed S. 2385, to amend title III of the Public Health Service Act to revise and extend the programs of assistance for primary health care, the program of health services for the homeless, and the program for the prevention and control of sexually transmitted diseases, and for other purposes, after agreeing to the following amendment proposed thereto:

Byrd (for Kennedy) Amendment No. 2347, to remove the title of the bill relating to prevention and control of sexually transmitted diseases.

Page 14298

Federal Land Exchange Facilitation Act, 1987: Senate passed H.R. 1860, to amend the Federal Land Policy and Management Act of 1976 to require the Secretaries of the Interior and of Agriculture to promulgate regulations relating to the exchange of land or land interests, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 14302

Byrd (for Johnston) Amendment No. 2348, of a technical nature.

Page 14304

National Recognition of the Accomplishments of Women in the Workforce Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 331, to designate the week of June 19–25, 1988, as the "National Recognition of the Accomplishments of Women in the Workforce Week", and the resolution was then passed.

Page 14305

National Dairy Goat Awareness Week: Committee on the Judiciary was discharged from further consideration of H.J. Res. 423, to designate the third week in June 1988 as "National Dairy Goat Awareness Week", and the resolution was then passed.

S.J. Res. 230, Senate companion measure was indefinitely postponed.

Page 14306

Family Security Act of 1988: Senate began consideration of S. 1511, to amend title IV of the Social Security Act, to replace the AFDC program with a comprehensive program of mandatory child support and work training which provides for transitional child care and medical assistance, benefit improvement, and mandatory extension of coverage to two-parent families, and which reflects a general emphasis on shared and reciprocal obligation, program innovation, and organizational renewal, with a committee amendment in the nature of a substitute.

Page 14226

Senate will continue consideration of the bill on Tuesday, June 14.

Nominations Received: Senate received the following nominations on June 10, following the adjournment:

Keith Lapham Brown, of Colorado, to be Ambassador to Denmark.

Michael H. Newlin, of Maryland, to be the Representative of the United States of America, to the Vienna Office of the United Nations and Deputy Representative of the United States to the International Atomic Energy Agency.

Roland W. Schmitt, of New York, to be a Member of the National Science Board, National Science Foundation.

William G. Goetz, of North Dakota, to be a Member of the National Advisory Council on Educational Research and Improvement.

James B. Werson, of California, to be a Member of the Board of Directors of the National Corporation for Housing Partnerships.

The following named persons to be Members of the National Commission on Libraries and Information Science:

Wanda L. Forbes, of South Carolina.

Margaret Phelan, of Kansas.

Charles E. Reid, of New Jersey.

3 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of lieutenant general.

Page 14306

Messages From the President: Senate received the following messages from the President of the United States:

Received on Friday, June 10, during the adjournment:

Message relating to Senate ratification of the Treaty Between the United States of America and the Union of Soviet Socialist Republics on the Elimination of Their Intermediate-Range and Shorter-Range Missiles (INF Treaty), and the Senate condition relating to the Treaty Clauses of the Constitution; which was referred to the Committee on Foreign Relations. (PM–141)

Page 14261

Received today:

Transmitting the Agreement between the United States of America and the Portuguese Republic on Social Security; which was referred to the Committee on Finance. (PM–142)

Page 14261

Messages From the House: **Page 14262**

Measures Ordered Held at Desk: **Page 14262**

Measures Ordered Placed on Calendar: Page 14262

Statements on Introduced Bills: Page 14264

Amendments Submitted: Page 14282

Additional Cosponsors: Page 14270

Authority for Committees: Page 14283

Notices of Hearings: Page 14283

Additional Statements: Page 14283

Recess: Senate convened at 12 noon, and recessed at 5:22 p.m., until 9:15 a.m. on Tuesday, June 14, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 14306.)

Committee Meetings

GOVERNMENT CONSULTANT CONTRACTS

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office and Civil Service held hearings to review whether Federal agencies are improperly hiding consultant costs in their budgets, the costs of consultants, and allegations that the Inspector General is not enforcing current laws regarding consultant contracts, receiving testimony from Bernard L. Ungar, Associate Director, General Government Division, and Terry L. Draver and William Bosher, both Evaluators, all of the General Accounting Office; Joseph R. Wright, Jr., Deputy Director, Office of Management and Budget; Allan V. Burman, Deputy Administrator and Acting Administrator, Office of Federal Procurement Policy; and Claudia Cooley, Associate Director, Personnel Systems and Oversight Group, and Leonard R. Klein, Deputy Associate Director, Career Entry Group, both of the Office of Personnel Management.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Vaughn R. Walker to be United States District Judge for the Northern District of California, after the nominee, who was introduced by Senator Wilson, testified and answered questions in his own behalf. Testimony was also received from Ephraim Margolin, Mary Dunlap, Abby Ginszberg, and T.J. Anthony, all of San Francisco, California.

RURAL HOSPITAL HEALTH CARE

Special Committee on Aging: Committee held hearings to review problems within the rural health care system, focusing on problems facing rural hospitals, receiving testimony from C. Ross Anthony, Associate Administrator for Program Development, Health Care Financing Administration, Department of Health and Human Services; Sam M. Cordes, University of Wyoming, Laramie, and Member, National Advisory Committee on Rural Health; Michael E. Cooper, Richland Parish Hospitals, Rayville, Louisiana; James Oliverson, Saint Luke's Community Hospital, Ronan, Montana, on behalf of the Montana Hospital Association; J. Patrick Hart, Center for Rural Health Services Policy and Research, University of North Dakota Medical Center, Grand Forks; and Timothy K. Size, Rural Wisconsin Hospital Cooperative, Sauk City.

Hearings continue on Monday, July 11.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 4795–4798, were introduced. Page 14206

Bills Reported: Reports were filed as follows:

H.R. 3070, to amend the Toxic Substances Control Act to require persons handling polychlorinated biphenyls to comply with the manifest and financial responsibility requirements of the Solid Waste Disposal Act and to require persons carrying out certain intermediate activities with respect to polychlorinated biphenyls to obtain approval from the Environmental Protection Agency, amended (H. Rept. 100–692);

H.R. 1417, to amend the United Nations Participation Act of 1945 to carry out obligations of the United States under the United Nations Charter and other international agreements pertaining to the protection of human rights by providing a civil action for recovery from persons engaging in torture, amended (H. Rept. 100–693); and

H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1958, amended (H. Rept. 100–694). Page 14206

Suspensions: House voted to suspend the rules and pass the following measures:

PCB regulatory improvement: H.R. 3070, amended, to amend the Toxic Substances Control Act to require persons handling polychlorinated biphenyls to comply with the manifest and financial responsibility requirements of the Solid Waste Disposal Act and to require persons carrying out certain intermediate activities with respect to polychlorinated biphenyls to obtain approval from the Environmental Protection Agency. The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make such other technical and conforming changes as might be necessary in the engrossment of the bill; Page 14180

Natural gas policy amendments: H.R. 2701, to amend the National Gas Policy Act of 1978 to remove certain contract duration and right of first refusal requirements;

Page 14187

Geothermal steam amendments: H.R. 2794, amended, to amend the Geothermal Steam Act of 1970 with respect to requirements relating to leases. Subsequently, this passage was vacated and S. 1889, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Page 14190

Natural gas uniform regulatory jurisdiction: H.R. 2884, amended, to assure uniformity in the exercise of regulatory jurisdiction pertaining to the transportation of natural gas and to clarify that the local transportation of natural gas by a distribution company is a matter within State jurisdiction and subject to regulation by State commissions;

Page 14194

Fluorescent lamp ballasts: H.R. 4158, amended, to amend the Energy Policy and Conservation Act to provide for Federal energy conservation standards for fluorescent lamp ballasts. Subsequently, this passage was vacated and S. 2167, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President;

Page 14195

Work Incentive Demonstration Program: H.R. 4731, to extend the authority for the Work Incentive Demonstration Program;

Page 14199

Importance of working women: H. Res. 224, expressing the sense of the House of Representatives regarding the importance of working women to our economy and our Nation as a whole;

Page 14201

Hispanics in labor market: H. Res. 261, expressing the sense of the House of Representatives regarding Hispanics in the labor market; and

Page 14202

Coushatta Tribe judgment distribution: H.R. 3617, amended, for the relief of the Coushatta Tribe of Louisiana. Agreed to amend the title.

Page 14203

School Lunch Eligibility: House passed and cleared for the President S. 2156, to amend the National School Lunch Act to require eligibility for free lunches to be based on the nonfarm income poverty guidelines prescribed by the Office of Management and Budget.

Page 14205

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 14206

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:34 p.m.

Committee Meetings

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the CISPES case and FBI Counterterrorism Investigations. Testimony was heard from public witnesses.

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Tuesday, June 14, 1988

Senate

Chamber Action

Routine Proceedings, pages 14374–14482

Measures Introduced: Five bills and three resolutions were introduced, as follows: S. 2509–2513, S. Res. 442, and S.J. Res. 337–338.

Page 14460

Measures Passed

Vietnam Women Veterans Memorial: By 96 yeas to 1 nay (Vote No. 176), Senate passed S. 2042, to authorize the Vietnam Women's Memorial Project, Inc., to construct a statue at the Vietnam Veterans Memorial in honor and recognition of the women of the United States who served in the Vietnam conflict.

Pages 14412, 14424

Hawkins-Stafford School Improvements Act, 1988—Date Provision: Senate passed H.R. 4638, to amend the effective date provision of the Augustus F. Hawkins-Robert T. Stafford Elementary and Secondary School Improvement Amendments of 1988, taking action on the following amendment proposed thereto:

Page 14480

Withdrawn:

Karnes (for Helms) Amendment No. 2362, to restore the right of voluntary prayer in public schools and to promote the separation of powers.

Page 14481

U.S.-German Democratic Republic Fishery Agreement: Senate passed H.R. 4621, to provide Congressional approval of the Governing International Fishery Agreement between the United States and the Government of the German Democratic Republic.

Page 14482

Legislative Branch Appropriations, 1989: By 78 yeas to 18 nays (Vote No. 178), Senate passed H.R. 4587, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1989, and for other purposes, after agreeing to committee amendments, and the following amendments proposed thereto:

Page 14425

(1) Bumpers (for Chiles) Amendment No. 2350, to delete section 311 of the bill, relating to the Congressional Budget Office evaluation procedures.

Page 14435

(2) Inouye (for Byrd) Amendment No. 2352, to provide for the establishment of the John C. Stennis Center for Public Service Training and Development.

Page 14436

Withdrawn:

Bumpers Amendment No. 2351, to clarify the budgetary treatment of pay increases.

Page 14436

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Bumpers, Mikulski, Reid, Stennis, Grassley, Hatfield, and Stevens.

Page 14438

By 89 yeas to 8 Nays (Vote No. 177), Senate earlier agreed to the motion to proceed to the bill (H.R. 4587).

Page 14425

Energy and Water Appropriations, 1989: Senate began consideration of H.R. 4567, making appropriations for energy and water development for fiscal year ending September 30, 1989, and for other purposes, agreeing to committee amendments, and the following amendments proposed thereto:

Page 14438

(1) Bingaman Amendment No. 2353, to provide for the updating of the Eastern New Mexico Water Supply Feasibility Report relating to the water distribution system in New Mexico.

Page 14446

(2) Baucus Amendment No. 2355, to allocate funds for providing low water access to Lake Koocanusa, Montana.

Page 14449

(3) Johnston (for Heflin) Amendment No. 2356, to allocate funds for the Morgan County Port Access Channel in Alabama.

Page 14451

(4) Hatfield Amendment No. 2357, to provide that no funds be used to preclude the Bonneville Power Administration from creating obligations in excess of available cash plus borrowing authority for all authorized purposes, unless such action is approved by an act of Congress.

Page 14451

(5) Johnston (for Byrd) Amendment No. 2358, to provide planning, engineering, and design funds for the Charleston, West Virginia riverfront project.

Page 14454

(6) McClure Amendment No. 2359, to provide that the Director of the Office of Management and Budget and the head of each Federal agency for which funds are appropriated under this Act shall comply with the instructions and the specific allocations and earmarking of funds contained in the joint statement of managers accompanying the conference report of this Act.

Page 14455

(7) Johnston (for Chiles) Amendment No. 2360, to clarify budgetary treatment of pay increases.

Page 14455

(8) Murkowski Amendment No. 2361, to deny funds for construction projects that use the services of a contractor or subcontractor of a foreign country that denies fair and equitable access to United States products and services in construction projects in that foreign country.

Page 14455

By 68 yeas to 29 nays (Vote No. 180), Senate sustained the ruling of the Chair which held that Reid Amendment No. 2354, relating to the nuclear waste repository program, constituted legislation on an appropriation bill in violation of rule XVI.

Page 14448

By 92 yeas to 2 nays (Vote No. 179), Senate earlier agreed to the motion to proceed to the bill.

Page 14439

Senate will vote on final passage of the bill at 10 a.m., on Wednesday, June 15.

Family Security Act of 1988: Senate continued consideration of S. 1511, to amend title IV of the Social Security Act, to replace the AFDC program with a comprehensive program of mandatory child support and work training which provides for transitional child care and medical assistance, benefit improvement, and mandatory extension of coverage to two-parent families, and which reflects a general emphasis on shared and reciprocal obligation, program innovation and organizational renewal, with a committee amendment in the nature of a substitute.

Pages 14395, 14409

Senate may continue consideration of the bill on Wednesday, June 15.

Nominations Received: Senate received the following nominations:

Richard C. Barkley, of Michigan, to be Ambassador to the German Democratic Republic.

C. Paul Robinson, of New Jersey, for the rank of Ambassador while serving as the United States Negotiator for the Nuclear Testing Talks.

Robert P. Patterson, Jr., to be United States District Judge for the Southern District of New York.

Dennis C. Vacco, to be United States Attorney for the Western District of New York.

Ken Kramer, of Colorado, to be an Assistant Secretary of the Army.

Routine lists of Foreign Service nominations.
Page 14482

Messages From the President: **Page 14459**

Messages From the House: **Page 14459**

Measures Referred: **Page 14460**

Measures Ordered Placed on Calendar: **Page 14460**

Statements on Introduced Bills: **Page 14461**

Amendments Submitted: **Page 14471**

Additional Cosponsors: **Page 14467**

Authority for Committees: **Page 14474**

Notices of Hearings: **Page 14474**

Additional Statements: **Page 14474**

Record Votes: Five record votes were taken today. (Total—180)
Pages 14424, 14425, 14438, 14439

Recess: Senate convened at 9:15 a.m., and recessed at 7:22 p.m., until 9:15 a.m. on Wednesday, June 15, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 14482.)

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered the following measures favorably reported:

An original bill to provide additional assistance for the Food Stamp program, Temporary Emergency Food Assistance program, child nutrition programs, work training program, and childcare for working families. (As approved by the committee, the bill incorporates certain provisions of S. 1483, S. 2043, S. 2123, S. 2147, S. 2244, S. 2245, S. 2415, S. 2475, and S. 2486); and

S. 2415, to provide that surplus dairy products should be provided to carry out the temporary emergency food assistance program before certain dairy export programs, and to extend such dairy export programs.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, receiving testimony from numerous public witnesses.

Hearings continue on Thursday, June 16.

DRUG ABUSE

Committee on Armed Services: Committee held hearings on the relationship between demand reduction and the role of the military in addressing the problem of drug abuse, receiving testimony from Robert B. Morgan, North Carolina State Bureau of Investigation, Raleigh, on behalf of the Association of State Criminal Investigative Agencies; Karst J. Besteman, Alcohol and Drug Problems Association, Washington, DC; Allan Y. Cohen, Pacific Institute for Research and Evaluation, Bethesda, Maryland; Elizabeth S. McConnell, Tampa, Florida; and Lloyd D. Johnston, University of Michigan, Ann Arbor.

Committee will meet again tomorrow.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Charles E. Cobb, Jr., of Florida, to be Under Secretary of Commerce for Travel and Tourism, and Wendy M. DeMocker, of Virginia, to be an Assistant Secretary of Transportation, after the nominees testified and answered questions in their own behalf. Mr. Cobb was introduced by Senator Graham, and Ms. DeMocker was introduced by Senator Durenberger.

REGULATORY JURISDICTION

Committee on Energy and Natural Resources: Subcommittee on Energy Regulation and Conservation held hearings on S. 1717, to allow State commissions to set the transportation rates of natural gas of local distribution companies whose retail service areas straddle State lines, receiving testimony from Robert F. Christin, Assistant General Counsel, Pipeline Certificates Branch, and Robert J. Cupina, Deputy Director, Division of Pipeline Certificates, Office of Pipeline and Producer Regulation, both of the Federal Energy Regulatory Commission; Charles E. Scharlau, Associated Natural Gas Company, Fayetteville, Arkansas; Patrick J. Maher, Washington Gas Light Company, Washington, DC; and Robert E. Johnston, Arkansas Public Service Commission, Little Rock.

Hearings were recessed subject to call.

TREATIES

Committee on Foreign Relations: Committee resumed hearings on treaties relating to mutual legal assistance in criminal matters, including the Treaty with the United Kingdom of Great Britain and Northern Ireland concerning the Cayman Islands relating to Mutual Legal Assistance in Criminal Matters (Treaty Doc. No. 100–8), the Mutual Legal Assistance Cooperation Treaty with Mexico (Treaty Doc. 100–13), the Treaty with Canada on Mutual Legal Assistance in Criminal Matters (Treaty Doc. No. 100–14), the Treaty with Belgium on Mutual Legal Assistance in Criminal Matters (Treaty Doc. No. 100–16), the Treaty with the Commonwealth of the Bahamas on Mutual Assistance in Criminal Matters (Treaty Doc.

No. 100-17), and the Treaty with Thailand on Mutual Assistance in Criminal Matters (Treaty Doc. No. 100-18), receiving testimony from Philip T. White, Adams, McCullough and Beard, former Director of the Office of International Affairs, Criminal Division, Department of Justice, and Bruce Zagaris, Berliner & Maloney, both of Washington, DC; and Robert L. Pisani, International Legal Defense Counsel, Philadelphia, Pennsylvania.

Hearings were recessed subject to call.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of S. Jay Plager, of Indiana, to be Administrator of the Office of Information and Regulatory Affairs, Office of Management and Budget, after the nominee, who was introduced by Senator Quayle, testified and answered questions in his own behalf. Testimony was also received from James Miller, Director, Office of Management and Budget.

DRUG ABUSE CONTROL POLICY

Committee on the Judiciary: Committee concluded hearings to review strategies for preventing and reducing drug and other substance abuse through law-related education programs, after receiving testimony from Diane Gourdeau, Lynn, Massachusetts; Benjamin Ward, New York City Police Commissioner, New York, New York; Kevin M. Burke, District Attorney, Essex County, Salem, Massachusetts; Lee Brown, Houston, Texas; Mark A.R. Kleiman, John F. Kennedy School of Government, Harvard University, Cambridge, Massachusetts; and Reggie B. Walton, Deputy Presiding Judge of the Criminal Division, Superior Court of the District of Columbia, on behalf of the National Institute for Citizen Education in the Law, Washington, DC.

STATE ANTITRUST ACTION AGAINST INSURANCE COMPANIES

Committee on the Judiciary: Subcommittee on Antitrust, Monopolies and Business Rights held hearings to review antitrust complaints filed by State attorneys general against major insurers, reinsurers and their trade associations, and on the provisions of S. 1299, to limit the Federal antitrust exemption of the business of insurance and to reaffirm the continued State regulation of the business of insurance, receiving testimony from Robert Abrams, Attorney General of New York, New York; James M. Shannon, Attorney General of Massachusetts, Boston; Jim Mattox, Attorney General of Texas, Austin; Craig A. Berrington, American Insurance Association, Washington, DC; Mayor Thomas J. Coyne, Jr., Brook Park, Ohio; Lila Coughran, Texas Easter Seal Society, Austin; Louis Grumet, New York State School Boards Association, Albany; George Priest, Yale University, New Haven, Connecticut; and Gerald Moody, Milford, Massachusetts.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 4799–4818; 2 private bills, H.R. 4819 and 4820; and 2 resolutions, H. Con. Res. 316 and 317; were introduced.

Page 14371

Bills Reported: Reports were filed as follows:

H.R. 3559, to authorize the acquisition of 25 acres to be used for an administrative headquarters for Canaveral National Seashore, amended (H. Rept. 100-695);

H.R. 4229, to amend title 10, United States Code, to codify in that title certain defense-related permanent free-standing provisions of law, amended (H. Rept. 100-696);

H.R. 3880, to extend the authorization of the Upper Delaware Citizens Advisory Council for an additional ten years (H. Rept. 100-697);

H.R. 3960, to authorize the establishment of the Charles Pinckney National Historic Site in the State of South Carolina, amended (H. Rept. 100-698);

H.R. 4212, to amend the Joint Resolution of April 27, 1962, to permit the Secretary of the Interior to establish the former home of Alexander Hamilton as a national memorial at its present location in New York, New York, amended (H. Rept. 100-699);

H.R. 4612, to amend title 28, United States Code, to provide for an exclusive remedy against the United States for suits based upon certain negligent or wrongful acts or omissions of United States employees committed within the scope of their employment, amended (H. Rept. 100-700); and

H.R. 4800, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989 (H. Rept. 100-701).

Page 14371

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 4800, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989.

Page 14316

Treasury-Postal Service Appropriations: By a recorded vote of 301 ayes to 96 noes, Roll No. 182, the House passed H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989.

Page 14321

On a demand for a separate vote, the House agreed to the Crane amendment that excepts from a 4 percent Federal pay increase those positions which, as of September 30, 1989, were equal to or greater than the rate of basic pay for level V of the Executive Schedule (agreed to by a yea-and-nay vote of 230 yeas to 170 nays, Roll No. 181). Earlier, this amendment was agreed to in the Committee of the Whole by a voice vote, after a point of order against the amendment was overruled.

Pages 14340, 14347

Agreed To:

The Walker amendment that provides that an applicant for funding under the bill shall be ineligible for such funds if the applicant fails to include in the application a statement assuring that it has and will continue to administer a drug-free workplace; and

Page 14345

The Chappel amendment that strikes language providing for the naming of the "Charles E. Bennett Federal Building".

Page 14346

A point of order was sustained that strikes language prohibiting the use of appropriated funds for the purchase of stainless steel flatware not produced in the United States, unless the Administrator of General Services determined that United States-produced flatware could not be procured in sufficient quality or quantity; and

Page 14337

A point of order was sustained that strikes language prohibiting the use of appropriated funds for the procurement or payment of salaries of persons engaged in the procurement of any hand or measuring tools not produced in the United States, unless the Administrator of General Services determined that such tools produced in the United States could not be procured in sufficient quality or quantity.

Page 14337

A point of order was overruled that sought to strike language authorizing funds for the continuation of construction of the John F. Kennedy Library.

Page 14335

H. Res. 469, the rule which waived certain points of order against the bill, was agreed to earlier by a voice vote.

Page 14320

Religious Property Damage Penalties: House passed and cleared for the President S. 794, to amend chapter 13 of title 18, United States Code, to impose criminal penalties for damage to religious property and for obstruction of persons in the free exercise of religious beliefs.

Page 14349

Supreme Court Case Selection: House agreed to S. Con. Res. 123, authorizing changes in the enrollment of S. 952, to improve the administration of justice by providing greater discretion to the Supreme Court in selecting the cases it will review—clearing the measure.

Page 14351

Sewall-Belmont House Authorization: House cleared for the President H.R. 2203, to increase the amount authorized to be appropriated with respect to the Sewall-Belmont House National Historic Site, by agreeing to the Senate amendment thereto.

Page 14350

San Francisco Maritime Park: House cleared for the President H.R. 1044, to establish the San Francisco Maritime National Historical Park in the State of California; by agreeing to the Senate amendments thereto.

Page 14352

Nevada Land Withdrawal: House passed H.R. 4799, to extend the withdrawal of certain public lands in Lincoln County, Nevada.

Page 14353

Presidential Medals of Freedom: House agreed to H. Con. Res. 260, expressing the sense of the Congress that the President should award the Presidential Medal of Freedom to Charles E. Thornton, Lee Shapiro, and Jim Lindelof, citizens of the United States who were killed in Afghanistan.

Page 14354

Baltic Freedom Day: House passed and cleared for the President S.J. Res. 249, designating June 14, 1988, as "Baltic Freedom Day".

Page 14355

Wake Island Civilian Heroes: House agreed to H. Con. Res. 301, recognizing the heroic acts of civilian construction workers who participated in the defense of Wake Island during its invasion by Japan during December 8 through 23, 1941.

Page 14357

Adult Day Care Center Week: House passed and cleared for the President S.J. Res. 147, designating the week beginning on the third Sunday of September in 1988 as "National Adult Day Care Center Week".

Page 14358

U.S.-Canada Peace and Friendship: House passed H.J. Res. 587, designating July 2 and 3, 1988, as

"United States-Canada Days of Peace and Friendship".

Page 14358

Polish American Heritage Month: House passed H.J. Res. 475, to designate October 1988 as "Polish American Heritage Month".

Page 14359

Presidential Message—U.S.-Portugal Social Security Agreement: Read a message from the President wherein he transmits the Agreement between the United States and the Portuguese Republic on Social Security—referred to the Committee on Ways and Means and ordered printed (H. Doc. 100–206).

Page 14359

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 14371

Quorum Calls—Votes: One quorum call, one yea-and-nay and one recorded vote developed during the proceedings of the House today and appear on pages 14345, 14347, 14348.

Adjournment: Met at noon and adjourned at 5:10 p.m.

Committee Meetings

WORKING GROUP ON FINANCIAL MARKETS

Committee on Agriculture: Held an oversight hearing on the Commodity Futures Trading Commission: Review of the findings of the President's Working Group on Financial Markets. Testimony was heard from George D. Gould, Under Secretary, Finance, Department of the Treasury; Wendy L. Gramm, Chairman, Commodity Futures Trading Commission; David S. Ruder, Chairman, SEC; and Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

"DESIGNING FOODS"

Committee on Agriculture: Subcommittee on Department of Operations, Research and Foreign Agriculture and the Subcommittee on Livestock, Dairy, and Poultry held a joint hearing to review the National Academy of Sciences Report, "Designing Foods." Testimony was heard from Orville G. Bentley, Assistant Secretary, Science and Education, USDA; the following officials of the Department of Health and Human Services: J. Michael McGinnis, Deputy Assistant Secretary, Health (Disease Prevention and Health Promotion) Public Health Service; and Richard Ronk, Acting Director, Center for Food Safety and Applied Nutrition, FDA; and public witnesses.

HUD-INDEPENDENT AGENCIES APPROPRIATION BILL

Committee on Appropriations: Ordered reported the HUD-Independent Agencies appropriation bill for fiscal year 1989.

PROHIBIT INVESTMENTS IN SOUTH AFRICA

Committee on Armed Services: Ordered reported, as amended, H.R. 1580, to prohibit investments in, and certain other activities with respect to, South Africa.

The Committee also approved a reprogramming request.

OVERSIGHT

Committee on Education and Labor: Subcommittee Postsecondary Education held an oversight hearing on student loan default reduction. Testimony was heard from Representatives Jontz, Penny, and Visclosky; William J. Bennett, Secretary of Education; and public witnesses.

Hearings continue June 16.

Uniform Safety Act

Committee on Energy and Commerce: Ordered reported, as amended, H.R. 1115, to amend the Uniform Safety Act to establish uniform safety standards.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the following measures: H.R. 3361, amended, National Institute on Deafness and Other Communication Disorders Act; H.R. 3825, amended, AIDS Research Act of 1987; H. Con. Res. 43, expressing the sense of the Congress with respect to the denial of health insurance coverage for disabled adopted children; H.R. 3009, amended, Abandoned Infants Assistance Act of 1987; and a clean bill to be introduced in lieu of H.R. 4655, to amend the Public Health Service Act to revise and extend the programs of nurse education established in title VIII of such act.

INTELLIGENCE OVERSIGHT ACT

Committee on Foreign Affairs: Held a hearing on H.R. 3822, Intelligence Oversight Act of 1987. Testimony was heard from William H. Webster, Director, CIA; Michael H. Armacost, Under Secretary, Political Affairs, Department of State; and a public witness.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met to consider pending business.

SPORT FISHING AND HUNTING OPPORTUNITY IMPROVEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources approved for full Committee action, as amended, the following bills: H.R. 4181, Sport Fishing and Hunting Opportunity Improvement Act; and H.R. 4180, to establish a mining experimental program on critical minerals.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action, as amended, H.R. 4315, to provide for the inclusion of certain lands within the John Muir National Historic Site.

Prior to this action, the Subcommittee held a hearing on H.R. 4315, and on the following bills: H.R. 4457, to create a national park at Natchez, Mississippi; H.R. 4068, Archaeological Resource Protection Act Amendments of 1988; and H.R. 4596, to establish the Mississippi River National Park in the State of Mississippi. Testimony was heard from Senator Domenici; Representatives Lott, Dowdy of Mississippi and Gejdenson; William Penn Mott, Jr., Director, National Park Service, Department of the Interior; Tim Ford, Speaker, House of Representatives, State of Mississippi; and public witnesses.

WATER DEVELOPMENT PROJECT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources approved for full Committee action, as amended, H.R. 2772, to authorize the Lyman-Jones, West River, and Ogala Sioux Rural Water Development projects.

The Subcommittee also held a hearing on H.R. 3952, to increase the amount authorized to be appropriated for construction of the closed basin division of the San Luis Valley project in the State of Colorado. Testimony was heard from C. Dale Duvall, Commissioner, Bureau of Reclamation, Department of the Interior; and public witnesses.

LEGAL SERVICES CORPORATION AUTHORIZATION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 4533, Legal Services Corporation Authorization Act of 1988. Testimony was heard from the following officials of the Legal Services Corporation: John H. Bayly, Jr., President; W. Clark Durant III, Chairman, Board of Directors; and Thomas F. Smegal, Jr., Director; and a public witness.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on the following bills: H.R. 4704, to authorize the National Oceanic and Atmospheric Administration (NOAA) to modernize and expand its fleet of ocean research vessels; and H.R. 4662, to revitalize the maritime industry in the United States. Testimony was heard from John A. Gaughan, Administrator, Maritime Administration, Department of Transportation; VAdm. Walter T. Piotti, Jr., Commander, Military Sealift Command, Department of the Navy; RAdm. Sigmund R. Petersen, NOAA Corps, Director, Office of Marine Operations, National Ocean Service, NOAA, Department of Commerce; Allan W. Cameron, Executive Director, Commission on Merchant Marine and Defense; and public witnesses.

HISPANIC EMPLOYMENT IN THE FEDERAL GOVERNMENT

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on Hispanic employment in the Federal Government. Testimony was heard from Representatives Bustamante and Martinez; Clarence Thomas, Chairman, Equal Employment Opportunity Commission; Curtis J. Smith, Associate Director, Career Entry, OPM; and public witnesses.

SCIENCE AND THE SUMMIT

Committee on Science, Space, and Technology: Subcommittee on International Scientific Cooperation held a hearing on Science and the Summit. Testimony was heard from Thomas Simmons, Jr., Deputy Assistant Secretary, European and Canadian Affairs, Department of State.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

Joint Meeting

HEALTH CARE IN AMERICA

Joint Economic Committee: Subcommittee on Education and Health resumed hearings to review the future of health care in America, focusing on current and projected health status of the elderly and the costs and coverage of long-term care, receiving testimony from T. Franklin Williams, Director, National Institute on Aging, National Institutes of Health, Department of Health and Human Services; Jacob A. Brody, University of Illinois, Chicago; L. Gregory Pawlson, George Washington University, Joshua M. Wiener, The Brookings Institution, John Holahan and Korbin Liu, the Urban Institute, and Marilyn Moon, American Association of Retired Persons, all of Washington, DC; and Gerald M. Eggert, Monroe County Long-Term Care Program, Inc., Rochester, New York.

Hearings continue on Thursday, June 16.

◆◆◆◆◆◆◆◆◆◆◆

Wednesday, June 15, 1988

Senate

Chamber Action

Routine Proceedings, pages 14515–14619

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 2514–2519, and S.J. Res. 339.

Page 14582

Measures Reported: Reports were made as follows:

S. 2320, to amend the Rail Passenger Service Act, to authorize appropriations for the National Railroad Passenger Corporation, and for other purposes. (S. Rept. No. 100–385)

Page 14582

Measures Passed:

Withdrawal of Certain Lands: Senate passed H.R. 4799, to extend the withdrawal of certain public lands in Lincoln County, Nevada.

Page 14615

Higher Education Act Amendments: Senate passed H.R. 4639, to amend the Higher Education Act of 1965 to prevent abuses in the Supplemental Loans for Students program under part B of title IV of the Higher Education Act of 1965, after agreeing to Byrd (for Pell and Stafford) Amendment No. 2381, in the nature of a substitute, to make certain technical and conforming amendments to the Higher Education Act of 1965.

Page 14615

Energy and Water Appropriations, 1989: By 92 yeas to 5 nays (Vote No. 181), Senate passed H.R. 4567, making appropriations for energy and water development for fiscal year ending September 30, 1989, and for other purposes, as amended.

Page 14529

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators, Johnston, Stennis, Byrd, Hollings, Burdick, Sasser DeConcini, Hatfield, McClure, Garn, Cochran, Domenici, and Specter.

Page 14532

Military Construction Appropriations, 1989: By 93 yeas to 2 nays (Vote No. 184), Senate passed H.R. 4586, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1989, and for other purposes, after agreeing to committee amendments, and the following amendments proposed thereto:

Pages 14532, 14542

(1) Sasser Amendment No. 2363, to clarify the budgetary treatment of pay increases.

Page 14539

(2) Dixon Amendment No. 2364, to allocate funds for a new building at Scott Air Force Base, in Illinois, for the headquarters of a U.S. Transportation Command.

Page 14539

(3) Boren-Nickles Amendment No. 2365, to include funds for construction of Navy facilities at Tinker AFB, Oklahoma, in support of the E-6A aircraft.

Page 14540

(4) Bumpers Amendment No. 2366 (to Amendment No. 2365), to restrict the availability of funds for the TACAMO mission.

Page 14541

(5) By a unanimous vote of 96 yeas (Vote No. 183), Senate agreed to Sasser-Bradley Amendment No. 2367, to express the sense of the Senate that during the Toronto Economic Summit, the President of the United States should consult with the leaders of allied countries on the impact on Western Security of tied and untied loans, trade credits, direct investments, joint ventures, lines of credit, and guarantees or other subsidies to the Soviet Union, Warsaw Pact countries, Cuba, Vietnam, Libya, or Nicaragua.

Page 14548

(6) Murkowski Amendment No. 2368, to deny funds for construction projects that use the services of a contractor or subcontractor of a foreign country that denies fair and equitable access to United States products and services in construction projects in that foreign country.

Page 14550

By 96 yeas to 1 nay (Vote No. 182), Senate earlier agreed to a motion to proceed to the consideration of the bill (H.R. 4586).

Page 14532

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Sasser, Inouye, Proxmire, Reid, Stennis, Specter, Garn, Stevens, and Hatfield.

Page 14551

Bicentennial of the United States Congress Commemorative Coin Act: By unanimous vote of 96 yeas (Vote No. 186), Senate passed H.R. 3251, to require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the United States Congress, after agreeing to committee amendments (with certain exceptions), and taking action on amendments proposed thereto, as follows:

Page 14564

Adopted:

(1) Proxmire Amendment No. 2369, amending the Federal Savings and Loan Insurance Corporation Recapitalization Act of 1987.

Page 14565

(2) Byrd Amendment No. 2376, to establish the U.S. Capitol Restoration Commission, to receive and expend funds for improvements in or acquisitions for the United States Capitol Building and for any activities related thereto.

Page 14567

(3) Armstrong Amendment No. 2377, to provide for design changes for certain coins.

Page 14569

(4) Dole-Heinz Amendment No. 2378, to require the Secretary of the Treasury to mint and issue one-dollar coins in commemoration of the 100th anniversary of the birth of Dwight David Eisenhower.

Page 14569

(5) Baucus Amendment No. 2379, to require the Secretary of the Treasury to mint and issue five-dollar coins in commemoration of the 100th anniversary of the States of Idaho, North Dakota, South Dakota, Washington, and Wyoming.

Page 14571

Rejected:

Graham Amendment No. 2370 (to Amendment No. 3269), of a perfecting nature, to amend the National Housing Act (12 U.S.C. 1727(c)), to allow for risk-based special assessments. (By 80 yeas to 15 nays (Vote No. 185), Senate tabled the amendment.)

Page 14565

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the annual report of the National Science Foundation for fiscal year 1987; which was referred to the Committee on Labor and Human Resources. (PM–143)

Page 14581

Nominations Received: Senate received the following nominations:

Robert C. Bonner, to be United States District Judge for the Central District of California.

Joseph F. Salgado, of California, to be Deputy Secretary of Energy.

Donna R. Fitzpatrick, of the District of Columbia, to be Under Secretary of Energy.

Danford L. Sawyer, Jr., of Florida to be a Member of the Advisory Board for Radio Broadcasting to Cuba.

1 Army nomination in the rank of general.

Page 14619

Messages From the President: **Page 14581**

Messages From the House: **Page 14582**

Measures Referred: **Page 14581**

Communications: **Page 14582**

Statements on Introduced Bills: **Page 14583**

Amendments Submitted: **Page 14593**

Additional Cosponsors: **Page 14591**

Authority for Committees: **Page 14601**

Notices of Hearings: **Page 14601**

Additional Statements: **Page 14601**

Record Votes: Six record votes were taken today. (Total—186)

Pages 14532, 14549, 14551, 14567, 14572

Recess: Senate convened at 9:15 a.m., and recessed at 6:53 p.m., until 9:30 a.m., on Thursday, June 16, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 14619.)

Committee Meetings

RURAL ECONOMY ACT

Committee on Agriculture, Nutrition, and Forestry: Committee resumed consideration of S. 1729, to establish within the Department of Agriculture a Rural Development Financing Authority, to provide loans and grants for development projects in rural communities, and to establish within the Treasury a Rural Development Loan Fund, but did not complete action thereon, and recessed subject to call.

SAUDI ARABIA

Committee on Foreign Relations: Committee concluded closed hearings to review the status of United States and Saudi Arabia relations, after receiving testimony from Hume A. Horan, former Ambassador to the Kingdom of Saudi Arabia.

INTELLIGENCE

Select Committee on Intelligence: Committee continued closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Friday, June 17.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 4821–4834; 4 private bills, H.R. 4835–4838; and 3 resolutions, H. Res. 471–473 were introduced.

Page 14741

Bills Reported: Reports were filed as follows:

Report entitled "Just Saying No Is Not Enough: HUD's Inadequate Response to the Drug Crisis in Public Housing" (H. Rept. 100–702);

Report entitled "Federal Government Payments to Reinsurers Under FEGLIA: The $850,000 Annual Giveaway" (H. Rept. 100–703);

Report of the Committee on Interior and Insular Affairs entitled "Subdivision Among Programs of Budget Allocation for fiscal year 1989" (H. Rept. 100–704);

H.R. 3822, to strengthen the system of congressional oversight of the intelligence activities of the United States, amended (H. Rept. 100–705);

H.R. 3431, to release a reversionary interest of the United States in a certain parcel of land located in Bay County, Florida, amended (H. Rept. 100–706); and

H.R. 4050, for the relief of certain persons in Riverside County, California, who purchased land in good faith reliance on an existing private land survey (H. Rept. 100–707).

Page 14741

Journal: By a yea-and-nay vote of 270 yeas to 123 nays, Roll No. 183, the House approved the Journal of Tuesday, June 14.

Page 14620

Nevada Lands: House disagreed to the Senate amendments to the House amendment to S. 1508, to withdraw and reserve for the Department of the Air Force certain Federal lands within Lincoln County, Nevada; and asked a conference. Appointed as conferees: Representatives Udall, Miller of California, Vento, Kostmayer, Darden, Young of Alaska, Marlenee, and Vucanovich.

Page 14621

Airline Passenger Protection: By a yea-and-nay vote of 377 yeas to 27 nays, Roll No. 184, the House agreed to the Shaw motion to instruct House conferees in the conference on H.R. 3051, to amend the Federal Aviation Act of 1958 to establish minimum standards relating to air carrier passenger services, to agree to Senate language establishing an alcohol and controlled substances testing program.

Page 14621

Labor-HHS Appropriations: By a yea-and-nay vote of 362 yeas to 46 nays, Roll No. 186, the House passed H.R. 4783, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1989.

Page 14623

Agreed To:

The Yates amendment that permits NIH to pay higher rates of pay and benefits to nurses and allied health personnel; and

Page 14658

The Walker amendment that prohibits expenditure of funds in any workplace that is not free of illegal use or possession of drugs.

Page 14663

Rejected the Dannemeyer amendment that sought to reduce certain accounts by $400 million to make funds available for future AIDS counseling and testing legislation (rejected by a recorded vote of 37 ayes to 369 noes, Roll No. 185).

Page 14658

Commerce-State-Justice Appropriations: By a yea-and-nay vote 314 yeas to 96 nays, Roll No. 188, the House passed H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1989.

Page 14696

Agreed to the Walker amendment that prohibits expenditure of funds in any workplace that is not free of illegal use of possession of drugs.

Page 14721

Rejected the Swindall amendment that sought to reduce the appropriation for international organizations and conferences by $51.4 million (rejected by a recorded vote of 180 ayes to 222 noes, Roll No. 187).

Page 14701

A point of order was sustained against the Crane amendment that sought to reduce the international organizations and conferences appropriation by $101.4 million and to limit the United States contribution to the United Nations to $42.58 million.

Page 14718

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 14741

Quorum Calls—Votes: Four yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 14620, 14622, 14661, 14668, 14718, 14722. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 6:31 p.m.

Committee Meetings

RURAL DEVELOPMENT ISSUES

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing to review rural development issues. Testimony was heard from Roland R. Vautour, Under Secretary, Small Community and Rural Development, USDA.

TOBACCO ISSUES

Committee on Agriculture: Subcommittee on Tobacco and Peanuts held a hearing to review exported tobacco issues. Testimony was heard from Thomas O. Kay, Administrator, Foreign Agricultural Service, USDA.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from the following officials of the Department of Defense: Gen. John T. Chain, Jr., USAF, Commander in Chief, Strategic Air Command; and Adm. Ronald J. Hays, Commander in Chief, U.S. Pacific Command.

Hearings continue June 17.

GENERAL CAPITAL INCREASE FOR THE WORLD BANK

Committee on Banking, Finance and Urban Affairs: Held a hearing on General Capital Increase for the World Bank. Testimony was heard from James A. Baker, III, Secretary of the Treasury.

HOUSELESSNESS AND HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on Houselessness and Housing: A Human Tragedy. Testimony was heard from public witnesses.

AMERICAN CONSERVATION CORPS ACT; VOLUNTARY NATIONAL YOUTH SERVICE ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities continued hearings on the following bills: H.R. 18, to establish the American Conservation Corps; and H.R. 460, Voluntary National Youth Service Act. Testimony was heard from Harris Wofford, Secretary, Labor and Industry, State of Pennsylvania; and a public witness.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety held an oversight hearing on the National Advisory Committee on Occupational Safety and Health and the Advisory Committee on Construction Safety and Health. Testimony was heard from Joyce C. Hearn, Representative, State of South Carolina; and public witnesses.

ACID RAIN

Committee on Energy and Commerce: Subcommittee on Energy and Power continued oversight hearings on acid rain. Testimony was heard from public witnesses.

Hearings continue June 22.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Health and Environment began markup of H.R. 3054, Clean Air Act Amendments of 1987.

UNDERCOVER DRUG INVESTIGATION

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing concerning events related to "Operation Snowstorm", the undercover drug investigation that was conducted at the Department of Energy's Lawrence Livermore National Laboratory. Testimony was heard from Patricia D'Orsa-DiJamco, Special Agent, DEA; Department of Justice; the following officials of the Department of Energy: Joseph S. Salgado, Acting Deputy Secretary; John Nuckolls, Director; David Leary, Supplemental Labor Office Manager; Timothy Mitchell, Deputy Division Manager, Physical and Technical Security Group; Leon Drummer, Investigations Group Leader; and Douglas Bell, Security Liaison; both Safeguards and Security Department; all with the Lawrence Livermore National Laboratory; and public witnesses.

SATELLITE TELEVISION FAIR MARKETING ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 1885, Satellite Television Fair Marketing Act of 1988. Testimony was heard from public witnesses.

ANTI-NARCOTICS LEGISLATION

Committee on Foreign Affairs: Ordered reported, as amended, Anti-Narcotics legislation.

U.N. COMMISSION ON HUMAN RIGHTS

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations concluded hearings to review the U.N. Commission on Human Rights (Part II). Testimony was heard from Armando Valladares, U.S. Representative to the U.N. Commission on Human Rights; and Richard Schifter, Assistant Secretary, Human Rights and Humanitarian Affairs, Department of State.

DRUG-FREE WORKPLACE ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 4719, Drug-Free Workplace Act of 1988, and related bills. Testimony was heard from Representatives Coelho, Hayes of Louisiana, Boxer, Schumer and Volkmer; James C. Miller III, Director, Office of Management and Budget; Leonard J. Suchanek, Chairman, Board of Contract Appeals, GSA; and public witnesses.

Will continue June 21.

NATIONAL PARK SYSTEM REVIEW BOARD

Committee on Interior and Insular Affairs: Ordered reported, as amended, H.R. 3964, to establish a National Park System Review Board.

OFFICIAL ACCOUNTABILITY ACT

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 3665, Official Accountability Act of 1987. Testimony was heard from public witnesses.

FAIRNESS IN INSURANCE ACT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law approved for full Committee action, as amended, H.R. 2727, Fairness in Insurance Act of 1987.

COAST GUARD DRUG ACTIVITIES

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held an oversight hearing on the Coast Guard drug interdiction mission, including consideration of the following legislation affecting Coast Guard drug activities: H.R. 4658, Coast Guard Drug Enforcement Act of 1988; H.R. 4608, The Maritime Drug Law Enforcement and Enhancement Act of 1988; H.R. 4770, a bill to provide for the availability of additional Navy airborne early warning systems to the Coast Guard for use in drug interdiction; and H.R. 4230, to enact the Omnibus Antidrug Abuse Act of 1988. Testimony was heard from Adm. Paul A. Yost, Jr., Commandant, U.S. Coast Guard, Department of Transportation.

OVERTIME DUTY PERFORMED BY A FEDERAL EMPLOYEE

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 1076, to amend title 5, United States Code, with respect to the method by which premium pay is determined for irregular, unscheduled overtime duty performed by a Federal employee. Testimony was heard from Barry Shapiro, Deputy Assistant Secretary, Pay Programs, Office of Personnel Management, and public witnesses.

PRESERVATION OF, AND ACCESS TO, NONCURRENT RECORDS OF THE HOUSE

Committee on Rules: Subcommittee on Rules of the House approved for full Committee action H. Res. 419, amending the Rules of the House of Representatives with respect to preservation of, and access to, noncurrent records of the House.

Prior to this action, the Subcommittee held a hearing on this resolution. Testimony was heard from Don W. Wilson, Archivist of the United States, National Archives and Records Administration; from the following officials of the U.S. House of Representatives: Donnald K. Anderson, Clerk; and Raymond W. Smock, Historian; and a public witness.

DOD PERSONNEL SECURITY ISSUES

Permanent Select Committee on Intelligence: Subcommittee on Oversight and Evaluation continued to meet in executive session to hold hearings on the Department of Defense personnel security issues. Testimony was heard from departmental witnesses.

Joint Meeting

DRUG INTERDICTION

Joint Hearing: Senate Committee on Armed Services and the House Committee on Armed Services' Subcommittee on Investigations and the Defense Policy Panel concluded joint hearings on the role of the Department of Defense in drug interdiction, after receiving testimony from Frank C. Carlucci, Secretary of Defense; Gen. Robert T. Herres, USAF, Vice Chairman, Joint Chiefs of Staff; and Adm. Frank B. Kelso II, USN, Commander in Chief, U.S. Atlantic Fleet.

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Thursday, June 16, 1988

Senate

Chamber Action

Routine Proceedings, pages 14856–15005

Measures Introduced: Ten bills and three resolutions were introduced, as follows: S. 2520–2529, S.J. Res. 340–341, and S. Res. 443.

Page 14972

Measures Passed:

Protection of the Ozone: Senate agreed to S. Res. 443, to express the sense of the Senate that the seven major industrial nations of the world must take immediate action to protect the Earth's stratospheric ozone layer.

Page 15000

50th Anniversary of the Javits-Wagner-O'Day Act: The Committee on the Judiciary was discharged from the further consideration of S. Con. Res. 121, to commemorate the 50th anniversary of the Javits-Wagner-O'Day Act (52 Stat. 1196), and the concurrent resolution was then agreed to.

Page 15003

Family Security Act of 1988: By 93 yeas to 3 nays (Vote No. 189), Senate passed H.R. 1720, to replace the existing AFDC program with a new Family Support Program which emphasis work child support, and need-based family support supplements, to amend title IV of the Social Security Act, to encourage and assist needy children and parents under the new program to obtain the education, training, and employment needed to avoid long-term welfare dependence, and to make other necessary improvements to assure that the new program will be more effective in achieving its objectives, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1511, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows:

Page 14870

Adopted:

(1) Durenberger modified Amendment No. 2386, to require the Secretary of Health and Human Services to extend for 18 months the waiver granted to Minnesota to conduct a prepaid medicaid demonstration project.

Page 14885

(2) Bradley Amendment No. 2389, to make the immediate income withholding provisions mandatory with respect to all support orders initially issued in a State on or after January 1, 1993.

Page 14894

(3) Bradley-Mikulski Amendment No. 2390, to phase out the deduction for meals and entertainment costs for individuals with adjusted gross income of over $360,000.

Page 14896

(4) Bentsen Amendment No. 2391, of a technical and clarifying nature.

Page 14908

(5) Dole Amendment No. 2392, to impose a minimum participation requirement in work supplementation or community experience programs for parents in two-parent families. (By 41 yeas to 54 nays (Vote No. 188), Senate failed to table the amendment.)

Pages 14910, 14932

(6) Domenici Amendment No. 2393, to provide demonstration projects for development and use of computer "credit" benefit card technology in making benefit payments.

Page 14917

(7) Evans Amendment No. 2394, to provide for a moratorium on the collection of fiscal penalties under the Aid to Families with Dependent Children program.

Page 14920

(8) Evans Amendment No. 2395, to require the Congressional Budget Office to study the implementation of a national minimum payment standard under the child support supplement program.

Page 14920

(9) Moynihan (for Ford) Amendment No. 2396, of a technical nature, to the effective dates of title III of the bill.

Page 14927

(10) Quayle Amendment No. 2399, to improve coordination between the Job Training Partnership Act and the programs authorized under title II of the bill.

Page 14931

(11) Bradley Amendment No. 2400, to require the prompt distribution of amounts collected as child support.

Page 14932

(12) Bentsen Amendment No. 2401, of a technical and clarifying nature.

Page 14933

(13) Murkowski-Stevens Amendment No. 2402, to authorize Indian tribes and Alaska Native organizations to apply to the Secretary of Health and Human Services for authority to administer work, training, and education programs.

Page 14934

Rejected:

Durenberger modified Amendment No. 2387, to provide an exemption for certain States from procedures relating to the treatment of overdue child support payments as final judgments, and to create a Commission on Interstate Child Access. (By voice vote, Senate tabled the amendment.)

Pages 14886, 14918

Withdrawn:

Specter Amendment No. 2397, to add job training provisions for long-term welfare recipients.

Page 14928

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Bentsen, Moynihan, Pryor, Rockefeller, Daschle, Packwood, Dole, Wallop, and Armstrong.

Page 14968

S. 1511, Senate companion measure, was indefinitely postponed.

Page 14968

Tender Offer Disclosure and Fairness Act: By 79 yeas to 12 nays (Vote No. 187), Senate agreed to a motion to proceed to the consideration of S. 1323, to provide to shareholders more effective and fuller disclosure and greater fairness with respect to accumulations of stock and the conduct of tender offers.

Page 14861

Great Smoky Mountains Wilderness Act: Senate began consideration of a motion to proceed to the consideration of H.R. 1495, to designate certain lands in Great Smoky Mountains National Park as wilderness, to provide for settlement of all claims of Swain County, North Carolina, against the United States under the agreement dated July 30, 1943, with a committee amendment in the nature of a substitute.

Page 15000

A motion was entered to close further debate on the motion to proceed and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Monday, June 20.

Page 15000

Biotechnology Competitiveness Act—Agreement: A unanimous-consent agreement was reached for the consideration of S. 1966, to amend the Public Health Service Act, to improve information and research on biotechnology and the human gnome, on Friday, June 17, beginning at 10 a.m.

Page 14935

Organ Transplant Amendments Act—Agreement: A unanimous-consent agreement was reached authorizing the Majority Leader, after consultation with the Republican Leader, at any time to proceed to the consideration of H.R. 3097, to amend the Public Health Service Act, to revise and extend the program of assistance to organ procurement organizations.

Page 14948

Nominations Confirmed: Senate confirmed the following nominations:

Charles F. Dunbar, of Maine, to be Ambassador to the Yemen Arab Republic.

Priscilla L. Buckley, of Connecticut, to be a Member of the United States Advisory Commission on Public Diplomacy.

Hershey Gold, of California, to be a Member of the United States Advisory Commission on Public Diplomacy.

Donley L. Brady, of California, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Mitchell E. Daniels, Jr., of Indiana, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

David C. Miller, Jr., of the District of Columbia, to be a Member of the Board of Directors of the African Development Foundation.

Jay K. Katzen, of Virginia, to be a Member of the Board of Directors of the African Development Foundation.

Grace Flores-Hughes, of Texas, to be Director, Community Relations Service.

Kenneth P. Bergquist, of Virginia, to be an Assistant Secretary of the Navy.

Jan W. Mares, of Connecticut, to be an Assistant Secretary of Commerce.

W. Allen Moore, of Virginia, to be Under Secretary of Commerce for International Trade.

23 Air Force nominations in the rank of general.

88 Army nominations in the rank of general.

3 Marine Corps nominations in the rank of general.

2 Navy nominations in the rank of admiral.

Routine lists of Air Force, Army, Marine Corps and Navy nominations.

Page 15005

Messages From the House: **Page 14971**

Measures Referred: **Page 14971**

Statements on Introduced Bills: **Page 14972**

Amendments Submitted: **Page 14988**

Additional Cosponsors: **Page 14986**

Authority for Committees: **Page 14993**

Notices of Hearings: **Page 14993**

Additional Statements: **Page 14994**

Record Votes: Three record votes were taken today. (Total–189)

Pages 14861, 14932, 14968

Adjournment: Senate convened at 9:30 a.m., and adjourned at 7:57 p.m., until 9:30 a.m., on Friday, June 17, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 15004.)

Committee Meetings

FARM CREDIT SYSTEM

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Credit resumed oversight hearings on the implementation of certain provisions of the Agricultural Credit Act (P.L. 100–233), receiving testimony from Frank Naylor, Chairman, Jim R. Billington, Member, and Marvin Duncan, Member, all of the Farm Credit Administration Board; Eric Thor, Farm Credit System Assistance Board, Washington, DC; Clayton L. Strebeck, Louisiana Cooperative Extension Service, Alexandria; Sam Eberly, Farm Credit Council, Wichita, Kansas; Max Glenn, Oklahoma Conference of Churches, Oklahoma City; Jim Massey, Farmers Legal Action Group, St. Paul, Minnesota; Susan Bright, Save the Family Farm Coalition, Centerville, Indiana; and Gene Severens, Center for Rural Affairs, Walthill, Nebraska.

Hearings continue on Thursday, July 14.

BUSINESS MEETING

Committee on Appropriations: Committee ordered the following bills favorably reported:

H.R. 4782, appropriating funds for fiscal year 1989 for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies, with amendments; and

H.R. 4775, appropriating funds for fiscal year 1989 for the Department of the Treasury, the U.S. Postal Service, the Executive Office of the President, and certain independent agencies, with amendments.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations concluded hearings on proposed budget estimates for fiscal year 1989 for those programs which fall within the subcommittee's jurisdiction, after receiving testimony from George P. Schultz, Secretary of State.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on HUD-Independent Agencies approved for full committee consideration, with amendments, H.R. 4800, appropriating funds for fiscal year 1989 for the Department of Housing and Urban Development and related certain independent agencies (pending on House calendar).

PARK LANDS AND CAVE RESOURCES

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

H.R. 1173, to provide for certain restrictions on the use of lands within boundaries of national parks and monuments, after receiving testimony from Senator Wilson; Representative Lehman; and Kevin Coyle, American Rivers, Michael McCloskey, Sierra Club, and Steven C. Whitney, The Wilderness Society, both of Washington, DC; and

S. 927 and H.R. 1975, bills to protect cave resources on Federal lands, after receiving testimony from Senator Daschle; Tom Allen, Assistant Director for Management Services, Bureau of Land Management, Department of the Interior; John Scheltens, National Speleological Society, Inc., Hot Springs, South Dakota; and George N. Huppert, American Cave Conservation Association, Horse Cave, Kentucky.

Testimony was also received on all the aforementioned bills from George M. Leonard, Associate Chief, Forest Service, Department of Agriculture.

ENVIRONMENTAL ISSUES AND THE MULTILATERAL DEVELOPMENT BANKS

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances concluded hearings to review various aspects of how the United States should address environmental issues in the context of U.S. membership in the multilateral development banks, after receiving testimony from A. Alan Hill, Chairman, Council on Environmental Quality; R. Augustus Edwards III, Deputy Assistant Administrator for External Affairs, U.S. Environmental Protection Agency; David R. Malpass, Deputy Assistant Secretary for Developing Nations, Department of the Treasury; William A. Nitze, Deputy Assistant Secretary of State, Bureau of Oceans and International, Environmental, and Scientific Affairs; James B. Burnham, Mellon Bank, Pittsburgh, Pennsylvania, and former U.S. Executive Director at the World Bank; Nicholas Robinson, Pace University School of Law, White Plains, New York; and Fred L. Smith, Jr., Competitiveness Enterprise Institute, William K. Reilly, World Wildlife Fund and the Conservation Foundation, Larry Williams, Sierra Club, Barbara J. Bramble, National Wildlife Federation, and James N. Barnes, Environmental Policy Institute, all of Washington, DC.

AUTHORIZATIONS—U.S. CUSTOMS SERVICE

Committee on Finance: Committee concluded hearings on proposed legislation authorizing funds for fiscal year 1989 for the U.S. Customs Service, and S. 1926, to require the regional commissioner of customs to reconcile inconsistent decisions made by customs officers, after receiving testimony from Michael H. Lane, Deputy Commissioner, U.S. Customs Service; M. Sigmund Shapiro, Baltimore, Maryland, on behalf of the National Customs Brokers and Forwarders Association of America, Inc.; Eugene J. Milosh, American Association of Exporters and Importers, New York, New York; James K. Gordon, Airport Operators Council International, Inc., Washington, DC; and Tom Zelenka, Port of Portland, Portland, Oregon.

ALCOHOL ABUSE AND ALCOHOLISM

Committee on Governmental Affairs: Committee resumed hearings to review the causes and consequences of alcohol abuse and alcoholism in the United States, focusing on the types and effectiveness of alcoholism treatment services available, receiving testimony from Joan K. Jackson, Bethany, Connecticut, representing Alcoholics Anonymous; Damian McElrath, Hazelden Foundation, Center City, Minnesota; William R. Miller, University of New Mexico, Albuquerque; A. Thomas McLellan, University of Pennsylvania, Philadelphia; Paul Lubben, National Association of Alcohol and Drug Abuse Counselors, Arlington, Virginia; Ronald L. Fletcher, Ohio Department of Health, Columbus; Deborah Beck, Drug and Alcohol Services Providers Organization of Pennsylvania, Harrisburg; Brenda Underhill, Alcoholism Center for Women, Los Angeles, California; and John A. Jackson, Jr., Administrator, Alcohol and Drug Abuse Services Administration, Commission of Public Health, District of Columbia Department of Human Services, Washington, DC.

Hearings continue on Wednesday, June 29.

DRUG ABUSE

Committee on Labor and Human Resources: Committee concluded hearings on prevention, education, and treatment of drug abuse, after receiving testimony from Jesse Jackson, Chicago, Illinois; Colleen Bangerter, and Mary Lou Bozich, Utah State Office of Education, both of Salt Lake City, Utah; Fred Torres, East Boston High School, Boston, Massachusetts; Tom Hedrick, Partnership for a Drug Free America, and Robert G. Newman, Beth Israel Medical Center, both of New York, New York; Lloyd Johnston, University of Michigan, Ann Arbor; Deputy Chief Glenn Levant, Los Angeles Police Department, Los Angeles, California; David Weikart, High-Scope Educational Research Foundation, Ypsilanti, Michigan; Shirley Coletti, Operation Par, Pinellas Park, Florida; and David J. Mactas, Marathon House, Providence, Rhode Island.

VETERANS ASSISTANCE BENEFITS

Committee on Veterans' Affairs: Committee concluded hearings on proposals to revise veterans assistance benefits provisions, including S. 2207, S. 2294, S. 2396, S. 2419, S. 2464, S. 2293, S. 2394, S. 2459, S. 2462, and S. 2463, and to review the administration of the VA program of training and rehabilitation for veterans with service connected disabilities, after receiving testimony from Donald L. Ivers, General Counsel, Daniel H. Winship, Assistant Deputy Chief Medical Director for Programs and Operations, Department of Medicine and Surgery, Dennis Wyant, Director, Department of Veterans' Benefits, Renald P. Morgani, Acting Inspector General, Kenneth Furukawa, Assistant Inspector General for Auditing, and John Meche, Audit Manager, Office of the Inspector General, all of the Veterans' Administration; M.J. Willard, Helping Hands, Boston, Massachusetts; Gertrude Keough, representing the American Nurses Association, Ronald W. Drach and David W. Gorman, both of the Disabled American Veterans, Frank DeGeorge, Paralyzed Veterans of America, Samuel Walsh, The American Legion, and James N. Magill, Veterans of Foreign Wars of the United States of America, all of Washington, DC; Toni Sullivan, University of Southern California, Los Angeles, representing the American Association of Colleges of Nursing; Claudette Morrissey, Nurses Organization of the Veterans' Administration, New York, New York; Marie Manthey, Creative Nursing Management, Minneapolis, Minnesota; Charles O'Brien, Veterans' Administration Medical Center, Philadelphia, Pennsylvania, representing the American Psychiatric Association; Ming Tsuang, Massachusetts Veterans' Administration Medical Center, Brockton, and Richard Magraw, Veterans' Administration Medical Center, Minneapolis, Minnesota, both representing the National Association of Veterans' Administration Chiefs of Psychiatry; and Patrick Boudewyns, Georgia, Veterans' Administration Medical Center, Augusta, representing the American Psychological Association.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 4839–4857; 2 private bills, H.R. 4858–4859; and 3 resolutions, H.J. Res. 592, H. Con. Res. 318, and H. Res. 474 were introduced.

Page 14853

Reports Filed: Reports were filed as follows:

H.R. 3392, to amend the Small Business Investment Act of 1958 to create the Corporation for Small Business Investment, to transfer certain functions of the Small Business Act to the Corporation, amended (H. Rept. 100–708);

H. Res. 475, waiving certain points of order against consideration of H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989 (H. Rept. 100–709); and

H.R. 4517, to amend title III of the Outer Continental Shelf Lands Act Amendments of 1978 to provide for indemnification and hold harmless agreements, amended (H. Rept. 100–710).

Page 14853

Select Committee on Fire Safety: The Speaker appointed to the Select Committee to Investigate Fire Safety in the Capitol and House Office Buildings, the following members: Representatives Walgren, Manton, Weldon and Boehlert.

Page 14779

Late Report: Committee on the Judiciary received permission to have until 9 p.m. on Friday, June 17, to file a report on H.R. 1158, the Fair Housing Amendments Act of 1988.

Page 14779

Energy and Water Appropriations: House disagreed to the Senate amendments to H.R. 4567, making appropriations for energy and water development for the fiscal year ending September 30, 1989; and agreed to a conference. Appointed as conferees: Representatives Bevill, Boggs, Chappell, Fazio, Watkins, Thomas of Georgia, Whitten, Myers of Indiana, Smith of Nebraska, Pursell, and Conte.

Page 14779

Legislative Branch Appropriations: House disagreed to the Senate amendments to H.R. 4587, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1989; and agreed to a conference. Appointed as conferees: Representatives Fazio, Obey, Alexander, Murtha, Traxler, Boggs, Whitten, Lewis of California, Conte, Myers of Indiana, and Porter.

Page 14779

Iranian Import Ban: House agreed to H. Res. 474, returning to the Senate the bill S. 1748, to prohibit the import into the United States of all products of Iran.

Page 14779

Rural Development-Agriculture Appropriations: By a recorded vote of 343 ayes to 54 noes, Roll No. 190, the House passed H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989.

Page 14785

Agreed To:

The Walker amendment that prohibits Federal funds from being expended in any workplace that is not free of illegal possession of or use of controlled substances when this fact is made known to the Federal entity or official to which funds are appropriated under the bill; and

Page 14832

The Whitten motion that the Committee of the Whole rise (agreed to by a recorded vote of 310 ayes to 88 noes, Roll No. 189).

Page 14832

The Dorgan amendment was offered, but subsequently withdrawn, that sought to express the sense of the Congress that the Secretary of Agriculture should utilize the low yield disaster program of the Agriculture Act of 1949 if necessary to compensate producers who have suffered crop losses due to drought for the amount by which deficiency payments have been reduced, based on the number of bushels a producer's yield is below such producer's farm program payment yield for the affected crop.

Page 14812

Recesses: It was made in order for the Speaker to declare recesses subject to the call of the Chair on Monday, June 20, to receive former Members of Congress, and on Thursday, June 23, to receive in joint meeting the Prime Minister of Australia.

Page 14836

Late Reports: Committee on Government Operations received permission to have until 6:00 p.m. on Friday, June 17, to file reports on H.R. 4150, the Postal Reorganization Act of 1988; and H.R. 4481, the Defense Savings Act.

Page 14844

Quorum Calls—Votes: Two recorded votes developed during the proceedings of the House today and appear on pages 14832, 14833. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 4:30 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Ordered reported the Department of Interior appropriation bill for fiscal year 1989.

CHILD CARE FOR MILITARY AND CIVILIAN PERSONNEL

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing to review Defense Department and military service policies and programs regarding child care for military and civilian personnel. Testimony was heard from the following Officials of the Department of Defense: Lt. Gen. Anthony Lukeman, USMC, Deputy Assistant Secretary, Military Manpower and Personnel Policy; Judy Ann Miller, Deputy Assistant Secretary, Personnel and Reserve Affairs, Department of the Army; Alice M. Stratton, Deputy Assistant Secretary, Personnel and Family Matters, Department of the Navy; and Eric M. Thorson, Deputy Assistant Secretary, Manpower Resources and Military Personnel, Department of the Air Force.

STUDENT LOAN DEFAULT REDUCTION

Committee on Education and Labor: Subcommittee on Postsecondary Education concluded oversight hearings on student loan default reduction. Testimony was heard from public witnesses.

HEALTH INSURANCE—DISABLED ADOPTED CHILDREN; AFFORDABILITY AND AVAILABILITY OF AUTOMOBILE INSURANCE

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness approved for full Committee action S. Con. Res. 95, to express the sense of the Congress with respect to the denial of health insurance coverage for disabled adopted children.

The Subcommittee also continued hearings on the affordability and availability of automobile insurance. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Energy and Power held an oversight hearing on nuclear licensing. Testimony was heard from William C. Parler, General Counsel, NRC; and public witnesses.

NRC'S SURVEY OF FASTENER PROBLEMS IN NUCLEAR PLANTS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the results and implications of the NRC's survey of fastener problems in nuclear plants. Testimony was heard from Victor Stello, Jr., Executive Director, Operations, NRC.

AT&T DIVESTITURE: COMMUNITY TELEPHONE CENTERS

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on the problems facing workers in the telecommunications industry since the AT&T divestiture. Testimony was heard from public witnesses.

The Subcommittee also held a hearing on H. Res. 351, urging local telephone operating companies to establish community telephone centers to provide free local service for persons who cannot afford residential telephones. Testimony was heard from Representative Wyden; and public witnesses.

HAZARDOUS WASTE REDUCTION ACT; TOXIC SUBSTANCE CONTROL ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials approved for full Committee action, as amended, the following bills: H.R. 2800, Hazardous Waste Reduction Act; and H.R. 3893, to amend the provisions of the Toxic Substance Control Act relating to asbestos in the Nation's schools by providing adequate time for local educational agencies to submit asbestos management plans to State Governors and to begin implementation of those plans.

INTELLIGENCE OVERSIGHT ACT

Committee on Foreign Affairs: Concluded hearings on H.R. 3822, Intelligence Oversight Act of 1987. Testimony was heard from Senator Cohen; and Frank C. Carlucci, Secretary of Defense.

SALE OF AEGIS WEAPON SYSTEM TO JAPAN

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science and the Subcommittee on Asian and Pacific Affairs held a joint hearing on the Sale of AEGIS Weapon System to Japan. Testimony was heard from Representatives Bennett and Bentley; Gaston Sigur, Assistant Secretary, Bureau of East Asian and Pacific Affairs, Department of State; and Richard L. Armitage, Assistant Secretary (International Security Affairs), Department of Defense.

FEDERAL TRANSPORTATION CHARGES: GSA OVERSIGHT

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on auditing of the Federal Transportation Charges: GSA Oversight. Testimony was heard from J. Kenneth Brubaker, GAO; Robert Moore, Director, Office of Transportation Policy, Department of Defense; and Don C.J. Gray, Commissioner, Federal Supply Service, GSA.

ALLEGATIONS OF RACIAL DISCRIMINATION IN THE FOREIGN AGRICULTURAL SERVICE

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture held a hearing on Allegations of Racial Discrimination in the Foreign Agricultural Service. Testimony was heard from Thomas O. Kay, Administrator, Foreign Agriculture Service, USDA; and public witnesses.

U.S. INSULAR AREAS DRUG ABUSE ACT AMENDMENTS

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs held a hearing on H.R. 4786, to amend the U.S. Insular Areas Drug Abuse Act of 1986. Testimony was heard from Mary Ann T. Knauss, Deputy Assistant Secretary, Intergovernmental Affairs, Department of Commerce; Mark S. Hayward, Deputy Assistant Secretary, Territorial and International Affairs, Department of the Interior; the following officials of the Virgin Islands: Alexander A. Farrelly, Governor; and Iver Stridiron, President, Legislature; Joseph F. Ada, Governor, Guam; the following officials of American Samoa: Eni F. Hunkin, Lieutenant Governor; and Gata E. Gurr, Counsel, Legislature; and Haruo Willter, Special Assistant, President of Palau.

MICHIGAN PUBLIC LANDS IMPROVEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action, as amended, H.R. 4375, Michigan Public Lands Improvement Act of 1988.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from the following officials of the Bureau of Land Management, Department of the Interior: James M. Parker, Assistant Director, Support Services; and G. Curtis Jones, Jr., Eastern States Director; and Roland Harmes, Jr., Department of Natural Resources, State of Michigan.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held an oversight hearing on alternative dispute resolutions. Testimony was heard from Senator Grassley; Stuart Schiffer, Deputy Assistant Attorney General, Civil Division, Department of Justice; Marshall J. Breger, Chairman, Administrative Conference of the United States; Kay McMurray, Director, Federal Mediation and Conciliation Service; and public witnesses.

FEDERAL PRISON INDUSTRIES REFORM ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice approved for full Committee action the introduction of a clean bill in lieu of H.R. 4021, Federal Prison Industries Reform Act of 1988.

PROTECTION OF CHILDREN FROM PORNOGRAPHY AND OBSCENITY

Committee on the Judiciary: Subcommittee on Crime held a hearing on the following bills: H.R. 1213, Pornography Victims Protection Act of 1987; H.R. 1438, Omnibus Family Decency Protection Act of 1987; H.R. 2605, Children's Home Video Protection Act of 1987; H.R. 3889, Child Protection and Obscenity Enforcement Act of 1988; H.R. 4257, to prevent the mailing of unsolicited sexually oriented advertisements; and bills relating to the protection of children from pornography and obscenity. Testimony was heard from Representatives Green, Dornan of California and Ridge; from the following officials of the Department of Justice: Brent D. Ward, U.S. Attorney; and H. Robert Showers, Executive Director, National Obscenity Enforcement Unit, Criminal Division; from the following officials of the Postal Inspection Service, U.S. Postal Service: Jack E. Swagerty, Assistant Chief Postal Inspector, Criminal Investigations; George Davis, Assistant General Counsel; and Dan Milhalko, Program Manager, Prohibited Mailing; from the following officials of the U.S. Customs Service, Department of the Treasury: Patrice Scully, Regional Counsel (Chicago); and John Sullivan, Director, Child Pornography and Protection Unit.

PRIVATE IMMIGRATION BILLS

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law met to consider private immigration bills.

COASTWISE OR FISHERIES PRIVILEGES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on the following bills: H.R. 2024, to clear certain impediments to the issuance of a certificate of documentation for a vessel for employment in the coastwise trade and fisheries of the United States; H.R. 4490, to permit issuance of a certificate of documentation for employment in the coastwise trade of the United States for the vessel *Fair Tide;* H.R. 4624, to clear certain impediments to the issuance of a certificate of documentation for a vessel for employment in the coastwise trade and fisheries of the United States; H.R. 4625, to issue a fisheries license for the operation of the vessel *MV Ocean Cyclone;* H.R. 4627, for the relief of the vessel *Pilgrim;* H.R. 4716, to permit issuance of a certificate of documentation for employment in the coastwise trade of the United States for the vessel *Encore;* and H.R. 4460, to remove unnecessary restrictions on the documentation of certain vessels. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Civil Service and the Subcommittee on Human Resources held a joint oversight hearing on the Administration plans to drug test the Federal work force. Testimony was heard from L. Nye Stevens, Associate Director, General Government Division, GAO; Constance Horner, Director, OPM; Dr. Michael Walsh, Director, Office of Workplace Initiatives, National Institute on Drug Abuse, Department of Health and Human Services; and public witnesses.

WATER RESOURCES DEVELOPMENT ACT IMPLEMENTATION

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on the implementation of the Water Resources Development Act of 1986. Testimony was heard from Robert W. Page, Assistant Secretary of the Army (Civil Works), Department of Defense.

DEPARTMENT OF DEFENSE APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 7 of Rule XXI against consideration of H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 1989. Clause 2 of Rule XXI is waived against specified provisions of the bill. The rule provides that where points of order are waived against only a portion of a paragraph, a point of order against any other provision in the paragraph may be made only against that provision and not against the entire paragraph. The rule provides that it is in order to consider an amendment printed in the report accompanying this resolution, if offered by Representative Roth. Clause 7 of Rule XVI and clause 2 of Rule XXI are waived against the amendment. The rule provides that it is also in order to consider the amendment printed in the report accompanying this resolution, if offered by Representative Walker. Clause 2(c) of Rule XXI is waived against the Walker amendment, if the motion to rise and report under clause 2(d) of Rule XXI is rejected or not offered. Testimony was heard from Representatives Chappell, McDade and Roth.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Rules: Heard testimony from Representatives Boland, Roe, Oberstar, Synar, Brooks, Traxler, Green, Lujan and Clinger, but no action was taken on H.R. 4800, making appropriations for the Department of Housing and Urban Development, and sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on the following: Air Safety Research and Development; H.R. 3779, Comptroller Performance Research Act; H.R. 4686, Aviation Safety Research Act of 1988; and H. Res. 450, to express the sense of the House of Representatives that the Federal Aviation Administration should immediately establish a research and development program to study structural fatigue, wear, corrosion and damage to aircraft resulting from age and intensive utilization and to conduct nondestructive and destructive testing of older aircraft on a regular basis. Testimony was heard from Neal Blake, Acting Deputy Associate Administrator, Advanced Design and Management Control, FAA, Department of Transportation; Cecil C. Rosen III, Director, Aeronautics, Office of Aeronautics and Space Technology, NASA; and public witnesses.

VA LOAN GUARANTY PROGRAM

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs held a hearing on VA Loan Guaranty Program. Testimony was heard from R.J. Vogel, Chief Benefits Director, VA; representatives of veterans' organizations; and public witnesses.

THREE COUNTRIES IN CRISIS: AFGHANISTAN, THE PHILIPPINES AND VIETNAM

Select Committee on Hunger: Held a hearing on Three Asian Countries in Crisis: Afghanistan, The Philippines and Vietnam. Testimony was heard from Senator Pressler; Representative Sensenbrenner; Marion Creekmore, Deputy Assistant Secretary, International Organizations, Department of State; and public witnesses.

Joint Meeting

HEALTH CARE IN AMERICA

Joint Economic Committee: Subcommittee on Education and Health resumed hearings to review the future of health care in America, focusing on approaches to the delivery of health care, receiving testimony from Philip W. Johnston, Massachusetts Department of Human Services, Boston; Ernie Sessa, Pennsylvania Health Care Cost Containment Council, Harrisburg; Linda Hill-Chinn, Community Programs for Affordable Health Care, Chicago, Illinois; Stephen Somers, Robert Wood Johnson Foundation, Princeton, New Jersey; Lee Saunders, American Federation of State, County and Municipal Employees, Washington, DC; and Dick Wardrop, ALCOA, Pittsburgh, Pennsylvania.

Hearings continue on Tuesday, June 21.

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Friday, June 17, 1988

Senate

Chamber Action

Routine Proceedings, pages 15038–15159

Measures Introduced: Nine bills were introduced, as follows: S. 2530–2538.

Page 15123

Measures Reported: Reports were made as follows:

S. 612, to repeal a provision of Federal tort liability law relating to the civil liability of Government contractors for certain injuries, losses of property, and deaths, and for other purposes, with amendments. (S. Rept. No. 100–386)

H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989, and for other purposes, with amendments. (S. Rept. No. 100–387)

Page 15123

Measures Passed:

Organ Transplant Amendments Act: Senate passed H.R. 3097, to amend the Public Health Service Act, to revise and extend the program of assistance to organ procurement organizations, after agreeing to a committee amendment and amendments proposed thereto, as follows:

Page 15081

(1) Hatch (for Humphrey) Amendment No. 2408, to add a new section on fetal organ transplants.

Page 15087

(2) Quayle Amendment No. 2409, to add a new section to provide a termination date of January 1, 1991.

Page 15088

Biotechnology Competitiveness Act: By 88 yeas to 1 nay (Vote No. 190), Senate passed S. 1966, to amend the Public Health Service Act, to improve information and research on biotechnology and the human genome, after agreeing to committee amendments and amendments proposed thereto, as follows:

Page 15052

(1) Chiles Amendment No. 2403, of a clarifying nature, relating to the Biomedical Ethics Board.

Page 15058

(2) Chiles (for Leahy and Lugar) modified Amendment No. 2404, to provide for a national advisory panel on agricultural biotechnology.

Page 15058

(3) Chiles (for Harkin) Amendment No. 2405, to authorize a research program for the modification of plants and plant materials, focusing on the development and production of new marketable industrial and commercial products.

Page 15060

National Science Foundation Authorizations: By 88 yeas to 1 nay (Vote No. 191), Senate passed H.R. 4418, to authorize funds for the National Science Foundation, after striking all after the enacting clause and inserting in lieu thereof the test of S. 1632, Senate companion measure, after agreeing to committee amendments and amendments proposed thereto, as follows:

Page 15065

(1) Byrd (for Kennedy) Amendment No. 2406, in the nature of a substitute.

Page 15070

(2) Byrd (for Simon) Amendment No. 2407 (to Amendment No. 2406), to provide that the Office of Science and Technology Policy shall prepare and submit a report to the Congress, not later than November 1, 1988, on desalination research and technology.

Page 15074

S. 1632 was then indefinitely postponed.

Page 15079

Minor and Technical Criminal Law Amendments Act of 1988: Senate passed S. 2485, to make minor substantive and technical amendments to title 18, United States Code, after agreeing to a Byrd (for Biden) Amendment No. 2411, to strike section 203 of Title II of the bill.

Page 15149

Tender Offer Disclosure and Fairness Act: Senate resumed consideration of S. 1323, to provide to shareholders more effective and fuller disclosure and greater fairness with respect to accumulations of stock and the conduct of tender offers, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 15094, 15113

Withdrawn:

Danforth Amendment No. 2410, to provide for testing for the use, without lawful authorization, of alcohol or controlled substances by the operators of aircraft, railroads, and commercial motor vehicles.

Page 15101

Great Smoky Mountains Wilderness Act: Senate began consideration of a motion to proceed to the consideration of H.R. 1495, to designate certain lands in Great Smoky Mountains National Park as wilderness, to provide for settlement of all claims of Swain County, North Carolina, against the United States under the agreement dated July 30, 1943, with a committee amendment in the nature of a substitute.

Page 15113

A second motion was entered to close further debate on the motion to proceed and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Tuesday, June 21.

Page 15113

Communications: **Page 15122**

Statements on Introduced Bills: **Page 15123**

Amendments Submitted: **Page 15136**

Additional Cosponsors: **Page 15135**

Authority for Committees: **Page 15144**

Notices of Hearings: **Page 15144**

Additional Statements: **Page 15144**

Record Votes: Two record votes were taken today. (Total—191)

Pages 15089, 15094

Adjournment: Senate convened at 9:30 a.m., and adjourned at 3:21 p.m., until 11:30 a.m., on Monday, June 20, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 15159.)

Committee Meetings

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia approved for full committee consideration proposed legislation appropriating funds for fiscal year 1989 for the government of the District of Columbia.

LONG TERM CARE ASSISTANCE

Committee on Finance: Subcommittee on Health held hearings on S. 2305, to provide long-term respite care, adult day care, home care, and nursing home care for the elderly, receiving testimony from Senator Wilson; Joshua M. Wiener, and Alice M. Rivlin, both of the Brookings Institution, Robert H. Dobson, American Academy of Actuaries, Richard E. Curtis, National Academy for State Health Policy, Bernard R. Tresnowski, Blue Cross/Blue Shield Association, Gail E. Shearer, Consumers Union, and Daniel P. Bourque, Voluntary Hospitals of America, on behalf of the U.S. Chamber of Commerce, all of Washington, DC; Charles Atkins, Massachusetts Department of Public Welfare, Boston, on behalf of the American Public Welfare Association's National Council of State Human Service Administrators; and Bruce L. Boyd, Teachers Insurance and Annuity Association/College Retirement Equities Fund, New York, New York, on behalf of the Health Insurance Association of America.

Hearings were recessed subject to call.

1990 CENSUS PLANNING

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office, and Civil Service held hearings to review the status of plans for the 1990 decennial census of population and housing, focusing on operational issues, census questionnaire content and design, plans for increased automation in the census, and the adjustment issue for the 1990 census, receiving testimony from Richard L. Fogel, Assistant Comptroller General, General Government Division, and Seymour Effors, Associate General Counsel, both of the General Accounting Office; and John G. Keane, Director, Charles Jones, Associate Director for Decennial Census, and Bryant Benton, Associate Director for Administration, all of the Bureau of Census, Department of Commerce.

Hearings were recessed subject to call.

MEDICAL MALPRACTICE SUITS FOR ARMED FORCES PERSONNEL

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on H.R. 1054, to allow members of the Armed Forces to sue the United States for damages for certain injuries caused by improper medical care, after receiving testimony from Senator Sasser; Representative Frank; Kathleen Buck, General Counsel, Department of Defense; Brent Hatch, Deputy Attorney General, Civil Division, Department of Justice; and Peggy Friend, Richmond, Virginia.

INTELLIGENCE

Select Committee on Intelligence: Committee resumed closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, June 20.

Committee Meetings

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Gen. John R. Galvin, USA, Supreme Allied Commander, Europe and Commander in Chief, U.S. European Command.

Hearings continue June 21.

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Monday, June 20, 1988

Senate

Chamber Action

Routine Proceedings, pages 15160–15229

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 2539–2541, and S.J. Res. 342.

Page 15217

Measures Reported: Reports were made as follows:

H.R. 4782, making appropriations for the Department of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1989, and for other purposes, with amendments. (S. Rept. No. 100–388)

H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989, and for other purposes, with amendments. (S. Rept. No. 100–389)

Page 15217

Great Smoky Mountains Wilderness Act: By 49 yeas to 35 nays (Vote No. 192), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the motion to proceed to the consideration of H.R. 1495, to designate certain lands in Great Smoky Mountains National Park as wilderness, to provide for settlement of all claims of Swain County, North Carolina, against the United States under the agreement dated July 30, 1943, with a committee amendment in the nature of a substitute.

Page 15161

A second cloture vote will occur on the motion to proceed on Tuesday, June 21.

Tender Offer Disclosure and Fairness Act: Senate continued consideration of S. 1323, to provide to shareholders more effective and fuller disclosure and greater fairness with respect to accumulations of stock and the conduct of tender offers, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 15172, 15174

Pending:

Armstrong Amendment No. 2374, to provide restrictions on the use of golden parachutes and poison pill tactics, to amend the provision relating to greenmail, to require confidential proxy voting, which has been divided.

Page 15195

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments proposed thereto.

Page 15195

Nominations Received: Senate received the following nominations:

Received on June 17, during the adjournment:

Carl Copeland Cundiff, of Nevada, to be Ambassador to the Republic of Niger.

John P. LaWare, of Massachusetts, to be a Member of the Board of Governors of the Federal Reserve System.

Received today:

Adriane J. Dudley to be a Judge of the District Court of the Virgin Islands.

Routine lists of National Oceanic and Atmospheric Administration, Air Force, Army and Navy nominations.

Page 15229

Messages From the President: **Page 15216**

Messages From the House: **Page 15216**

Measures Referred: **Page 15216**

Measures Ordered Placed on Calendar: **Page 15216**

Statements on Introduced Bills: **Page 15217**

Amendments Submitted: **Page 15219**

Additional Cosponsors: **Page 15218**

Notices of Hearings: **Page 15220**

Additional Statements: **Page 15224**

Quorum Calls: One quorum call was taken today. (Total—19)

Page 15172

Record Votes: One record vote was taken today. (Total—192)

Page 15172

Recess: Senate convened at 12 noon, and recessed at 5:08 p.m., until 9:20 a.m., on Tuesday, June 21, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 15229.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Committee ordered the following measure favorably reported:

H.R. 4784, appropriating funds for fiscal year ending September 30, 1989 for the Department of Agriculture, rural development, and related agencies, with amendments.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations approved for full committee consideration H.R. 4637, appropriating funds for fiscal year ending September 30, 1989 for foreign operations, export financing, and related programs, with amendments.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior approved for full committee consideration proposed legislation appropriating funds for fiscal year ending September 30, 1989 for the Department of the Interior and related agencies.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 4860–4867; and 1 resolution, H. Res. 476, were introduced.

Page 15286

Reports Filed: Reports were filed as follows:

H.R. 1558, the Fair Housing Amendments Act of 1988, amended (H. Rept. 100–711, filed on June 17);

H.R. 3592, to amend title 39, United States Code, to limit the rate of pay at which the Postal Service may compensate experts and consultants, amended (H. Rept. 100–712); and

H.R. 4867, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1989 (H. Rept. 100–713).

Page 15286

Recess: House recessed at 11:02 a.m. to receive former Members of Congress, and reconvened at 12:17 p.m.

Page 15237

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 4867, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1989.

Page 15249

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Cleared for the President:

Alan Bible Federal Building: S. 1901 (in lieu of H.R. 3691, after vacating the previous passage of said bill), to designate the Federal building located at

600 Las Vegas Boulevard in Las Vegas, Nevada, as the "Alan Bible Federal Building"; and

Page 15246

Edward Zorinsky Federal Building: S. 1960 (in lieu of H.R. 3838, after vacating the previous passage of said bill), to designate the Federal building located at 215 North 17th Street in Omaha, Nebraska, as the "Edward Zorinsky Federal Building".

Page 15247

Sent to the Senate without amendment:

Robert A. Young Federal Building: H.R. 3817, to designate the Federal building located at 405 South Tucker Boulevard, St. Louis, Missouri, as the "Robert A. Young Federal Building".

Page 15247

Sent to the Senate, amended:

Grande Ronde Confederated Tribes Reservation: H.R. 4143, to establish a reservation for the Confederated Tribes of the Grand Ronde Community of Oregon; and

Page 15245

Martin Luther King, Jr. Federal Building: H.R. 3811, to designate the Federal building located at 50 Spring Street, Southwest, Atlanta, Georgia, as the "Martin Luther King, Jr. Federal Building".

Page 15246

Suspensions: House voted to suspend the rules and pass the following measures:

OCS indemnification: H.R. 4517, amended, to amend title III of the Outer Continental Shelf Lands Act of 1978 to provide for indemnification and hold harmless agreements;

Page 15250

Postal Service consultant pay: H.R. 3592, amended, to amend title 39, United States Code, to limit the rate of pay at which the Postal Service may compensate experts and consultants;

Page 15256

James Domengeaux Building: H.R. 4276, amended, to designate the United States Post Office Building located at 1105 Moss Street in Lafayette, Louisiana, as the "James Domengeaux Post Office Building";

Page 15257

Federal employees' retirement amendments: S. 2188, amended, to amend section 307 of the Federal Employees' Retirement System Act of 1986;

Page 15258

Moscow Summit: H. Res. 464, amended, commending the President of the United States for his efforts on behalf of human rights while at the Moscow Summit;

Page 15259

Indian fishing rights: H.R. 2792, amended, to clarify Indian treaties, Executive orders, and Acts of Congress with respect to Indian fishing rights;

Page 15261

Upper Delaware Citizens Council: H.R. 3880, to extend the authorization of the Upper Delaware Citizens Advisory Council for an additional ten years;

Page 15263

Charles Pinckney Historic Site: H.R. 3960, amended, to authorize the establishment of the Charles Pinckney National Historic Site in the State of South Carolina;

Page 15264

Canaveral Seashore acquisition: H.R. 3559, amended, to authorize the acquisition of 25 acres to be used for an administrative headquarters for Canaveral National Seashore. Agreed to amend the title;

Page 15265

Alexander Hamilton Memorial: H.R. 4212, amended, to amend the Joint Resolution of April 27, 1962, to permit the Secretary of the Interior to establish the former home of Alexander Hamilton as a national memorial at its present location in New York, New York;

Page 15267

California lands: H.R. 4050, for the relief of certain persons in Riverside County, California, who purchased land in good faith reliance on an existing private land survey;

Page 15268

Florida lands: H.R. 3431, amended, to release a reversionary interest of the United States in a certain parcel of land located in Bay County, Florida;

Page 15269

Military law codification: H.R. 4229, amended, to amend title 10, United States Code, to codify in that title certain defense-related permanent free-standing provisions of law;

Page 15270

Job training amendment: H.R. 4857, amended, to amend the Job Training Partnership Act to make a technical change; and

Page 15276

Home equity loan consumer protection: H.R. 3011, amended, to amend the Truth in Lending Act to establish additional disclosure and advertising requirements for home equity loans.

Page 15277

Postal Reorganization Amendments: House completed all debate on a motion to suspend the rules and pass H.R. 4150, amended, to amend title 39, United States Code, with respect to the budgetary treatment of the Postal Service Fund; on which a vote was postponed until Tuesday.

Page 15251

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 2:42 p.m.

Committee Meetings

SUPERFUND PROGRAM

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the implementation of the Superfund Amendments and Reauthorization Act of 1986 and the overall progress of the Superfund program. Testimony was heard from the following officials of the EPA: J. Winston Porter, Assistant Administrator; Solid Waste and Emergency Response; and Thomas L. Adams, Assistant Administrator, Enforcement and Compliance Monitoring; James O. Mason, Director, Centers for Disease Control, Department of Health and Human Services; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the FBI Counter-Intelligence Visits to Libraries. Testimony was heard from public witnesses.

CRISIS IN SUBSIDIZED HOUSING FOR THE ELDERLY

Select Committee on Aging: Held a hearing on Crisis in Subsidized Housing for the Elderly. Testimony was heard from James Schoenberger, General Deputy Assistant Secretary, Housing, FHA, Department of Housing and Urban Development; Unita Blackwell, Mayor, Mayersville, Mississippi; and public witnesses.

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Tuesday, June 21, 1988

Senate

Chamber Action

Routine Proceedings, pages 15308–15415

Measures Introduced: Ten bills and two resolutions were introduced, as follows: S. 2542–2551, and S. Res. 444–445.

Page 15367

Measures Reported: Reports were made as follows:

S. 2247, to modify restrictions on the use of certain property conveyed to the Peninsula Airport Commission, with amendments. (S. Rept. No. 100–390)

S. 314, to require certain telephones to be hearing aid compatible, with an amendment in the nature of a substitute. (S. Rept. No. 100–391)

S. 2344, to provide for the reauthorization of appropriations for the Office of Government Ethics, and for other purposes, with amendments. (S. Rept. No. 100–392)

H.R. 4162, to make the International Organizations Immunities Act applicable to the Organization of Eastern Caribbean States.

S. Res. 270, paying special tribute to Portuguese diplomat Dr. de Sousa Mendes for his extraordinary act of mercy and justice during World War II, with a preamble.

S. Res. 408, to condemn the use of chemical weapons by Iraq and urge the President to continue applying diplomatic pressure to prevent their further use, and urge the Administration to step up efforts to achieve an international ban on chemical weapons, with amendments and an amended preamble.

S. Res. 442, expressing the sense of the Senate that the President should convene an International Conference on Combatting Illegal Drug Production, Trafficking, and Use in the Western Hemisphere, with a preamble.

S. 2365, authorizing the release of 86 USIA films with respect to the Marshall Plan.

S.J. Res. 317, commemorating the bicentennial of the French Revolution and the Declaration of the Rights of Man and of the Citizen, with a preamble.

S. Con. Res. 120, urging the Government of Iran to respect the human rights of members of the Baha'i faith, and for other purposes, with a preamble.

Page 15365

Great Smoky Mountains Wilderness Act: By 54 yeas to 42 nays (Vote No. 195), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the motion to proceed to the consideration of H.R. 1495, to designate certain lands in Great Smoky Mountains National Park as wilderness, to provide for settlement of all claims of Swain County, North Carolina, against the United States under the agreement dated July 30, 1943, with a committee amendment in the nature of a substitute.

Pages 15334, 15342

Tender Offer Disclosure and Fairness Act: Senate continued consideration of S. 1323, to provide to shareholders more effective and fuller disclosure and greater fairness with respect to accumulations of stock and the conduct of tender offers, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 15316

Adopted:

By 98 yeas to 1 nay (Vote No. 193), Senate agreed to Division I-A of Armstrong Amendment No. 2374, to provide restrictions on the use of golden parachutes.

Page 15316

Pending:

Divisions I-B through IV of Armstrong Amendment No. 2374, to provide restrictions on poison pill tactics, to amend the provision relating to greenmail, and to require confidential proxy voting.
Page 15316

During consideration of the bill today, by 40 yeas to 57 nays (Vote No. 194), Senate failed to table Division I-B of Armstrong Amendment No. 2374, to provide restrictions on poison pill tactics.
Page 15333

Retail Competition Enforcement Act: By 62 yeas to 28 nays (Vote No. 196), Senate agreed to a motion to proceed to the consideration of S. 430, to amend the Sherman Act regarding retail competition, with a committee amendment in the nature of a substitute.
Page 15359

Messages From the House: **Page 15359**

Measures Referred: **Page 15359**

Petitions and Memorials: **Page 15360**

Statements on Introduced Bills: **Page 15368**

Amendments Submitted: **Page 15392**

Additional Cosponsors: **Page 15390**

Authority for Committees: **Page 15393**

Additional Statements: **Page 15393**

Record Votes: Four record votes were taken today. (Total—196)
Pages 15323, 15333, 15342, 15357

Adjournment: Senate convened at 9:20 a.m., and adjourned at 6:11 p.m., until 10:30 a.m. on Wednesday, June 22, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 15415.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Committee on Defense approved for full committee consideration proposed legislation appropriating funds for fiscal year ending September 30, 1989 for the Department of Defense.

APPROPRIATIONS—LABOR, HHS, EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education and Related Agencies approved for full committee consideration H.R. 4783, appropriating funds for fiscal year ending September 30, 1989 for the Departments of Labor, Health and Human Services, and Education, and related agencies, with amendments.

IDAHO FOREST MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 2055, to designate certain National Forest System lands in Idaho for inclusion in the National Wilderness Preservation System, to prescribe certain management formulae for certain National Forest System lands, and to release other forest lands for multiple-use management, after receiving testimony from Senator McClure; F. Dale Robertson, Chief, Forest Service, Department of Agriculture; Idaho Governor Cecil Andrus and Tom Robinson, The Wilderness Society, Idaho Regional Director, both of Boise; Maggie Fox, Sierra Club, Southwest Representative, Boulder, Colorado; Lynn A. Greenwalt, National Wildlife Federation, Mark Rey, National Forest Products Association, and Patty MacDonald, National Cattlemen's Association, all of Washington, DC; Peter Berle, National Audubon Society, New York, New York; Dennis Baird, Idaho Wildlands Defense Coalition, Moscow, Idaho; James S. Riley, Intermountain Forest Industries Association, Coeur D'Alene, Idaho; O.W. Findley, Louisiana Pacific Corporation, Post Falls, Idaho; Tim Mueller, St. Joe Valley Association, St. Maries, Idaho; Todd Maddock, Potlatch Corporation, Lewiston, Idaho; Eric Christensen, Idaho Sportsmen's Coalition, Arlington, Virginia; Peter Hayes, Nez Perce Tribe, Columbia River Intertribal Fish Commission, Lapwai, Idaho; and Jim Bensberg, Blue Ribbon Coalition, Westerville, Ohio.

BUSINESS MEETING

Committee on Environment and Public Works: Subcommittee on Environmental Protection approved for full committee consideration the following bills:

S. 2030, to prohibit the disposal of sewage sludge into the ocean at a certain site after a specified date, and to require reports on progress made in developing alternative disposal options, with an amendment in the nature of a substitute; and

S. 2068, to protect marine and near shore-coastal waters through establishment of regional marine research centers, with an amendment in the nature of a substitute.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered the following business items favorably reported:

The nominations of Sheldon J. Krys, of Maryland, to be Assistant Secretary of State for Administration, Stephen R. Hanmer, Jr., of Virginia, for the rank of Ambassador during his tenure of service as U.S. Negotiator for Strategic Nuclear Arms, Henry F. Cooper, of Virginia, for the rank of Ambassador during his tenure of service as U.S. Negotiator for Defense and Space Arms, Daniel O'Donohue, of Virginia, to be Ambassador to the Kingdom of Thailand, Robert Barrett IV, of Virginia, to be Ambassador to the Republic of Djibouti, Jeffrey Davidow, of Virginia, to be Ambassador to the Republic of Zambia, Mary A. Ryan, of Texas, to be Ambassador to the Kingdom of Swaziland, Philip D. Winn, of Colorado, to be Ambassador to Switzerland, Warrren Zimmermann, of Virginia, to be Ambassador to the Socialist Federal Republic of Yugoslavia, Walter L. Cutler, of Maryland, to be Ambassador to the Kingdom of Saudi Arabia, Richard N. Holwill, of the District of Columbia, to be Ambassador to the Republic of Ecuador, Paul D. Taylor, of New York, to be Ambassador to the Dominican Republic, Richard L. Williams, of the District of Columbia, to be Ambassador to the Monoglian People's Republic, E. Allan Wendt, of California, for the rank of Ambassador during his tenure of service as Senior Representative for Strategic Technology Policy in the Office of the Under Secretary of State for Coordinating Security Assistance Programs, and two Foreign Service Officers' promotion lists received by the Senate on June 14, 1988;

S. Res. 270, paying special tribute to Portuguese diplomat Dr. de Sousa Mendes for his extraordinary acts of mercy and justice during World War II;

S. Res. 408, to condemn the use of chemical weapons by Iraq and urge the President to continue applying diplomatic pressure to prevent their further use, and urge the Administration to step up efforts to achieve an international ban on chemical weapons, with amendments;

S. Res. 442, to express the sense of the Senate that the President should convene an International Conference on Combatting Illegal Drug Production, Trafficking, and Use in the Western Hemisphere;

S. Con. Res. 120, to urge the Government of Iran to respect the human rights of members of the Baha'i faith;

S.J. Res. 317, to commemorate the bicentennial of the French Revolution and the Declaration of the Rights of Man of the Citizen;

S. 2365, to authorize the release of 86 USIA films with respect to the Marshall Plan; and

H.R. 4162, to make the International Organizations Immunities Act applicable to the Organization of Eastern Caribbean States.

Also, the committee began consideration of, but did not take final action on, the nominations of Robert S. Gelbard, of Washington, to be Ambassador to the Republic of Bolivia, William G. Walker, of California, to be Ambassador to the Republic of El Salvador, and Charles A. Gargano, of New York, to be Ambassador to the Republic of Trinidad and Tabago.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Fern M. Smith, to be U.S. District Judge for the Northern District of California, and Jan E. DuBois, to be U.S. District Judge for the Eastern District of Pennsylvania, after the nominees testified and answered questions in their own behalf. Ms. Smith was introduced by Senator Wilson, and Mr. DuBois was introduced by Senators Heinz and Specter.

Testimony was also received on the nomination of Stuart A. Summit, of New York, to be U.S. Circuit Judge for the Second Circuit from Lee Kreindler, New York, New York.

HATE CRIME STATISTICS

Committee on the Judiciary: Subcommittee on the Constitution concluded hearings on S. 702, S. 797, and S. 2000, bills to require the Attorney General to collect data and report annually on crimes motivated by racial, ethnic, or religious prejudice, after receiving testimony from Representatives Conyers and Kennelly; Steven R. Schlesinger, Director, Bureau of Justice Statistics, Department of Justice; Murray Friedman, Vice Chairman, U.S. Commission on Civil Rights; Patricia Clark, Southern Poverty Law Center, Montgomery, Alabama; Joan C. Weiss, National Institute Against Prejudice and Violence, Baltimore, Maryland; Leonard J. Supenski, Baltimore County Police Department, Towson, Maryland; Alan M. Schwartz, Anti-Defamation League of the B'nai B'rith, New York, New York; James G. Abourezk, American Arab Anti-Discrimination Committee, and Kevin Berrill, National Gay and Lesbian Task Force, both of Washington, DC; William J. Yoshino, Chicago, Illinois, on behalf of the Japanese American Citizens League; and Charles Bergstrom, West Yarmouth, Massachusetts, on behalf of the Lutheran Office of Governmental Affairs.

GENERAL AVIATION AND ACCIDENT LIABILITY STANDARDS ACT

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on S. 473, to regulate interstate commerce by providing for uniform standards of liability for harm arising out of general aviation accidents, after receiving testimony from Senator Kassebaum; Representative Glickman; Robert Martin, Martin, Pringle, Oliver, Wallace and Swartz, Wichita, Kansas, representing the General Aviation Manufacturers Association and Beech Aircraft Corporation; John S. Yodice, Aircraft Owners and Pilots Association, Frederick, Maryland; Charles T. Hvass, Jr., Hvass, Weisman and King, Minneapolis, Minnesota, on behalf of the Association of Trial Lawyers of America; and Linda A. Lipsen, Consumers Union, Washington, DC.

INDIAN HEALTH SERVICES

Select Committee on Indian Affairs: Committee concluded hearings on S. 2382, to delay implementation of the Indian Health Service eligibility rule under which Indians are eligible to receive health care, after receiving testimony from Everett R. Rhoades, Director, Indian Health Service, Department of Health and Human Services; Emery Johnson, former Director of the Indian Health Service; Earl Old Person, Blackfeet Tribal Council, Browning, Montana; Jonathan L. Taylor, Eastern Band of Cherokee Indians, Nashville, Tennessee, on behalf of the United South and Eastern Tribes; Gerald Bibo, Montana Hospital Association, Helena; and Jake Whitecrow, National Indian Health Board, Denver, Colorado.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 4868–4885; 2 private bills, H.R. 4886 and 4887; and 9 resolutions, H.J. Res. 593 and 594, H. Con. Res. 319–321, and H. Res. 477–480 were introduced.

Page 15469

Bills Reported: Reports were filed as follows:

H. Res. 477, providing for the consideration of H.R. 1158, to amend title VIII of the Act commonly called the Civil Rights Act of 1968, to revise the procedures for the enforcement of fair housing (H. Rept. 100–714);

H. Res. 478, waiving certain points of order against consideration of H.R. 4800, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989 (H. Rept. 100–715);

H.R. 4853, to amend title 31, United States Code, to establish new requirements and procedures to combat money laundering (H. Rept. 100–716); and

H.R. 3680, to revoke certain public land orders, and transfer certain public lands, amended (H. Rept. 100–717).

Page 15469

Journal: By a yea-and-nay vote of 270 yeas to 121 nays, Roll No. 191, the House approved the Journal of Monday, June 20.

Page 15416

Member Sworn: Representative-elect Payne presented himself in the Well of the House and was administered the oath of office by the Speaker.

Page 15417

Private Calendar: Agreed to dispense with the call of the Private Calendar today.

Page 15417

Late Report: Conferees received permission to have until midnight Wednesday, June 22, to file a conference report on H.R. 4567, making appropriations for energy and water development for the fiscal year ending September 30, 1989.

Page 15417

Subcommittee To Sit: Subcommittee on Crime of the Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule.

Page 15418

Indian Fishing Rights: House agreed to H. Res. 479, returning to the Senate S. 727, to clarify Indian treaties, Executive orders, and Acts of Congress with respect to Indian fishing rights.

Page 15425

Defense Appropriations: By a yea-and-nay vote of 360 yeas to 53 nays, Roll No. 193, the House passed H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989.

Page 15454

Agreed To:

The Roth amendment that requires the Secretary to report to Congress on the causes and circumstances of all deaths of Navy personnel during Navy training since January 1, 1986, and on actions taken to prevent further such deaths; and

Page 15451

The Walker amendment that prohibits use of funds in any workplace that is not free of illegal use or possession of controlled substances.

Page 15452

The Tallon amendment was offered but subsequently withdrawn that sought to prohibit use of funds to enter into a contract for the procurement of rations known as Meal, Ready-to-Eat combat rations on a basis other than the total system acquisition approach making the prime contractor responsible for the acquisition, management, and final assembly of all component items.

Page 15453

Points of order were sustained against the following provisions of the bill:

Language directing the Secretary to utilize up to $1.75 million out of the Defense Environmental Restoration Account to remove asbestos contamination at the abandoned Air Force site on Santa Rosa Island of the Channel Islands National Park in California; and

Page 15440

Language permitting the Secretary to hire health care professionals at wage rates similar to those available to the Veterans Administrator.

Page 15442

The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make such other necessary technical adjustments in the engrossment of the bill.

Page 15454

H. Res. 475, the rule which waived certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 364 yeas to 37 nays, Roll No. 192.

Page 15423

Postal Reorganization Amendments: By a yea-and-nay vote of 390 yeas to 16 nays, Roll No. 194, the House voted to suspend the rules and pass H.R. 4150, amended, to amend title 39, United States Code, with respect to the budgetary treatment of the Postal Service Fund. This bill was debated on Monday.

Page 15455

Javits-Wagner-O'Day Act: House agreed to S. Con. Res. 121, to commemorate the 50th anniversary of the Javits-Wagner-O'Day Act—clearing the measure.

Page 15456

Safety Belt Use Week: House passed H.J. Res. 485, designating June 26 through July 2, 1988, as "National Safety Belt Use Week".

Page 15456

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 15469

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 15416, 15424, 15454, 15455. There were no quorum calls.

Adjournment: Met at noon and adjourned at 4:50 p.m.

Committee Meetings

DOD CONTRACTING FREEZE

Committee on Armed Services: Acquisition Policy Panel held a hearing on the Taft Memo—DOD Contracting Freeze. Testimony was heard from Representative Dyson; William H. Taft IV, Deputy Secretary of Defense; and public witnesses.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Gen. Andrew J. Goodpaster, USA. (Ret.), former Supreme Allied Commander, Europe.

Hearings continue June 23.

McKINNEY HOUSING AND SHELTER FOR THE HOMELESS REAUTHORIZATION ACT

Committee on Banking, Finance and Urban Affairs: Ordered reported, as amended, H.R. 4351, McKinney Housing and Shelter for the Homeless Reauthorization Act of 1988.

LONG-RANGE DEFENSE FUNDING

Committee on the Budget: Task Force on Defense and International Affairs held a hearing on Long-Range Defense Funding. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported, as amended, the following bills: H.R. 4604, to extend the expiration date of title II of the Energy Policy Conservation Act; and H.R. 4640, Medical Device Improvements Act of 1988.

The Committee also began markup of H.R. 4757, AIDS Counseling and Testing Act of 1988.

Will continue tomorrow.

LABELING OF FOODS WHICH CONTAIN TROPICAL FATS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 2148, to amend the Federal Food, Drug, and Cosmetic Act to require certain labeling of foods which contain tropical fats. Testimony was heard from Representative Glickman; and public witnesses.

VIETNAM WOMEN'S MEMORIAL ADDITION

Committee on House Administration: Subcommittee on Libraries and Memorials held a hearing on the following measures: H.R. 3628, to authorize the Vietnam Women's Memorial Project, Inc., to establish a commemorative statue to recognize and honor the women of the Armed Forces of the United States who served in the Vietnam war; and H.J. Res. 502, authorizing the Vietnam Women's Memorial Project, Inc. to establish a memorial on Federal land in the District of Columbia or its environs to honor women of the Armed Forces of the United States who served in the Republic of Vietnam during the Vietnam era. Testimony was heard from Senator Durenberger; Representatives Montgomery, Gejdenson, Lujan and Harris; Neil H. Porterfield, Vice Chairman, Commission of Fine Arts; Robert Gresham, Assistant Executive Director, Operations, National Capital Planning Commission; and public witnesses.

INDIAN LEGISLATION

Committee on Interior and Insular Affairs: Held a hearing on the following bills: H.R. 4469, to partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, to clarify the use of tribal timber proceeds; and H.R. 3621, to declare that certain lands located in California to be held in trust by the Secretary of the Interior for the benefit of certain bands of Indians. Testimony was heard from Representative Bosco; from the following officials of the Department of the Interior: Joe Christie, Acting Deputy Assistant Secretary, Indian Affairs (Trust and Economic Development), Bureau of Indian Affairs; and Ross O. Swimmer, Assistant Secretary, Indian Affairs; James Byrnes, Deputy Assistant Attorney General, Land and Natural Resources, Department of Justice; and public witnesses.

OVERSIGHT—PARK PROTECTION; MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held an oversight hearing on park protection and a hearing on the following bills: H.R. 4526, to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park; and H.R. 4691, to acquire additional lands for Manassas National Battlefield Park. Testimony was heard from Representatives Andrews, Mrazek, Wolf, and Slaughter; from the following officials of the Department of the Interior: William Horn, Assistant Secretary, Fish and Wildlife and Parks; and William Penn Mott, Director, National Park Service; and public witnesses.

FILM INTEGRITY ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing on H.R. 2400, Film Integrity Act of 1987. Testimony was heard from Ralph Oman, Register of Copyrights, Library of Congress; and public witnesses.

LEGAL IMMIGRATION LEGISLATION

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law held a hearing on Legal Immigration legislation. Testimony was heard from Representatives DioGuardi, Donnelly, Daub, and Guarini.

COAST GUARD DRUG ENFORCEMENT ACT; DEFENSE SAVINGS ACT

Committee on Merchant Marine and Fisheries: Ordered reported, as amended, the following bills: H.R. 4658, Coast Guard Drug Enforcement Act of 1988; and H.R. 4481, Defense Savings Act.

MISCELLANEOUS MEASURES; PROSPECTUSES

Committee on Public Works and Transportation: Ordered reported the following bills; H.R. 4410, amended, to designate the Federal Building at Spring and High Streets in Columbus, OH, as the "John W. Bricker Building"; H.R. 4525, to designate the U.S. Courthouse located at 156 Federal Street in Portland, ME, as the "Edward Thaxter Gignoux United States Courthouse"; H.R. 4288, amended, to designate the Federal Office Building located at the corner of Locust Street and West Cumberland Avenue in Knoxville, TN, as the "John J. Duncan Federal Office Building"; H.R. 4844, amended, to direct the Federal Aviation Administration to provide assistance to law enforcement agencies in their efforts with respect to drug trafficking interdiction; and H.R. 2524, amended, to amend the Public Buildings Act of 1959 to permit certain executive agencies to have their headquarters located anywhere in the National Capital region.

The Committee also approved 2 11(b) resolutions; and 11 lease prospectuses.

HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 2 of Rule XXI against specified provisions of H.R. 4800, making appropriations for the Department of Housing and Urban Development, and sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 1989. The rule provides that the first amendment printed in the report accompanying this resolution is considered as having been adopted in the House and in the Committee of the Whole. In addition, the rule makes in order the following amendments printed in the report accompanying this resolution: (1) the amendments to be offered by Representative Gonzalez or his designee, (2) the amendments en bloc to be offered by Representative Oberstar, and (3) the amendment to be offered by Representative Walker. Clause 2 of Rule XXI is waived against the Gonzalez amendments and the Oberstar amendments en bloc. The Gonzalez amendments may be offered individually or en bloc, are not subject to amendment, and are debatable for one hour each. The Gonzalez amendments and the Oberstar amendments en bloc are not subject to a demand for a division of the question in the House or in the Committee of the Whole. The rule provides that clause 2(c) of Rule XXI is waived against the Walker amendment, only if the motion to rise and report under clause 2(d) of Rule XXI is rejected or not offered.

FAIR HOUSING AMENDMENTS ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 1158, Fair Housing Amendments Act of 1988. Testimony was heard from Representatives Edwards of California, Fish, McCollum, Shaw and Martin of Illinois.

MISCELLANEOUS MEASURES

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs approved for full Committee action the following bills: H.R. 3742, amended, to amend title 38, United States Code, to authorize erection of a memorial and museum on

Federal land in the District of Columbia or its environs to honor members of the Armed Forces who served in World War II and to commemorate U.S. participation in that conflict; and H.R. 4861, to amend title 38, United States Code, to authorize appropriations for grants for State veterans' cemeteries.

TECHNICAL CORRECTIONS ACT

Committee on Ways and Means: Began markup of H.R. 4333, Technical Corrections Act of 1988.

Will continue tomorrow.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

Joint Meeting

HEALTH CARE IN AMERICA

Joint Economic Committee: Subcommittee on Education and Health resumed hearings to review the future of health care in America, focusing on ethical and legal issues, receiving testimony from Victoria P. Rostow, Director, and Roger M. Bulger, Chairman, both of the Medical Professional Liability Study Institute of Medicine, National Academy of Sciences; Morris B. Abram, Paul, Weiss, Rifkind, Wharton and Garrison, on behalf of the National Leadership Commission on Health Care; Susan M. Wolf, Hastings Center, Briar Cliff Manor, New York; Giles R. Scofield III, Concern for Dying, New York, New York; Ann Neale, Mission Bon Secours Health System, Columbia, Maryland; Joanne Lynn, George Washington University Ambulatory Care Center, Nancy Coleman, American Bar Association, Carter G. Phillips, Sidley and Austin, John S. Hoff, National Council of Community Hospitals, and Randall Boubjerg, Urban Institute, all of Washington, DC; Allan D. Bogutz, Bogutz and Gordon, Tucson, Arizona; Thomas B. Metzloff, Duke University School of Law, Durham, North Carolina; and Lawrence R. Tancredi, University of Texas, Austin.

Hearings continue on Thursday, June 23.

◆◆◆◆◆◆◆◆◆◆◆

Wednesday, June 22, 1988

Senate

Chamber Action

Routine Proceedings, pages 15503–15583

Measures Introduced: Five bills and one resolution were introduced, as follows: S. 2552–2556, and S.J. Res. 343.

Page 15564

Measures Reported: Reports were made as follows:

S. 2554, to reauthorize the programs contained in the McKinney Homeless Assistance Act. (S. Rept. No. 100–393).

S. 1993, to amend the Small Business Act, to improve the growth and development of small business concerns owned and controlled by socially and economically disadvantaged individuals, especially through participation in the Federal procurement process, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–394).

H.R. 1807, to amend the Small Business Act, to reform the Capital Ownership Development Program, and for other purposes.

H.R. 4637, making appropriations for foreign operations, export financing, and related programs, for the fiscal year ending September 30, 1989, and for other purposes, with amendments. (S. Rept. No. 100–395).

Page 15563

Plant Closing Notification: Senate began consideration of S. 2527, to require advance notification of plant closings and mass layoffs.

Page 15514

By 64 yeas to 29 nays (Vote No. 198), Senate agreed to a motion to proceed to the consideration of the bill. (By 30 yeas to 61 nays (Vote No. 197), Senate earlier failed to table the motion to proceed.)

Page 15513

Treasury-Postal Service Appropriations, 1989: Senate began consideration of H.R. 4775, to appropriate funds for the Department of the Treasury, the United States Postal Service, the Executive Office of the President, and certain independent agencies, for the fiscal year ending September 30, 1989, agreeing to committee amendments and taking action on amendments proposed thereto, as follows:

Page 15526

Adopted:

(1) DeConcini-Domenici Amendment No. 2416, of a technical nature.

Page 15540

(2) DeConcini (for Conrad and Burdick) Amendment No. 2417, to provide for the transfer of the operation and maintenance of the William Langer Jewel Bearing plant from the General Services Administration to the National Defense Stockpile Manager.

Page 15542

(3) DeConcini Amendment No. 2418, to clarify existing law on designation of Sullivan, Missouri as part of the St. Louis metropolitan statistical area.

Page 15542

(4) Murkowski Amendment No. 2420, to deny funds for construction projects that use the services of a contractor or subcontractor of a foreign country that denies fair and equitable access to United States products and services in construction projects in that foreign country.

Page 15543

(5) Pryor modified Amendment No. 2422, to assure compliance with section 1114 of title 31, United States Code.

Pages 15557, 15558

(6) Simon Amendment No. 2423, to express the sense of the Senate that no funds under the Act or made by 39 U.S.C. 2401(a) be used by the United States Postal Service to implement Phase II of the contract between the Postal Service and Perot Systems until 45 days after the GAO reports to Congress on the Perot Systems sole source contract and that the GAO report to Congress within 45 days of the adoption of the amendment.

Page 15552

(7) Stevens Amendment No. 2424 (to modified Amendment No. 2422), of a perfecting nature, to provide that the term "consulting services" shall be defined consistent with the provision of OMB Circular A-120.

Page 15557

(8) Stevens modified Amendment No. 2425 (to modified Amendment No. 2422), of a perfecting nature, to apply the savings resulting from limitations on expenditures for consulting services to the increase in rates of pay for Federal employees.

Page 15557

(9) Pressler Amendment No. 2426, to provide that Members of Congress shall vote on any increase in the rates of pay of Members of Congress.

Page 15559

Withdrawn:

Simon Amendment No. 2419, to provide that no funds shall be used by the United States Postal Service to implement Phase II of the contract between the Postal Service and Perot Systems, that the second phase shall be relet, on a competitive basis, upon the completion of Phase I.

Pages 15543, 15544, 15552

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments proposed thereto.

Page 15583

Nominations Received: Senate received the following nominations:

2 Air Force nominations in the rank of general.

4 Navy nominations in the rank of admiral.

Page 15583

Messages From the President: Senate received the following messages from the President of the United States:

(1) Transmitting an Agreement Between the United States and the Union of Soviet Socialist Republics on Mutual Fisheries Relations, signed at Moscow on May 31, 1988; which was referred jointly to the Committee on Commerce, Science, and Transportation and the Committee on Foreign Relations. (PM-144)

(2) Transmitting a report on the roles and responsibilities of the Immigration and Naturalization Service and the Department of State in administering the United States refugee admissions program; which was referred to the Committee on the Judiciary. (PM-145)

Page 15562

Messages From the President:	**Page 15562**
Messages From the House:	**Page 15563**
Measures Referred:	**Page 15563**
Statements on Introduced Bills:	**Page 15564**
Amendments Submitted:	**Page 15573**
Additional Cosponsors:	**Page 15572**
Authority for Committees:	**Page 15576**
Additional Statements:	**Page 15576**

Record Votes: Two record votes were taken today. (Total—198)

Pages 15513, 15514

Adjournment: Senate convened at 10:30 a.m., and adjourned at 8:13 p.m., until 10 a.m., on Thursday, June 23, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 15583.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE/HUD/INTERIOR

Committee on Appropriations: Committee ordered the following measures favorably reported:

H.R. 4637, appropriating funds for fiscal year ending September 30, 1989 for foreign operations, export financing, and related programs, with amendments;

H.R. 4800, appropriating funds for fiscal year ending September 30, 1989 for the Department of Housing and Urban Development and certain independent agencies, with amendents; and

An original bill appropriating funds for fiscal year ending September 30, 1989 for the Department of the Interior and related agencies.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies approved for full committee consideration provisions of H.R. 4794, appropriating funds for fiscal year ending September 30, 1989 for the Department of Transportation and related agencies, with amendments.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the following nominations:

Rear Adm. Alvin B. Koeneman, USN, to be Chief of Chaplains; and

Maj. Gen. Edwin H. Burba, Jr., USA, to be Lieutenant General.

AUTHORIZATIONS—U.S. FIRE ADMINISTRATION

Committee on Commerce, Science, and Transportation: Subcommittee on Consumer concluded hearings on S. 2381 and H.R. 4419, bills authorizing funds for fiscal years 1989, 1990, and 1991 for activities under the Federal Fire Prevention and Control Act of 1974, after receiving testimony from Representative Weldon; Clyde A. Bragdon, Jr., Administrator, U.S. Fire Administration; William N. Neville, Jr., National Fire Academy; and Frank J. Baker, Memphis Fire Department, Memphis, Tennessee, representing the International Association of Fire Chiefs.

FEDERAL EMPLOYERS' LIABILITY ACT/ AMTRAK

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings to review proposals to exempt AMTRAK from the Federal Employer's Liability Act for a three-year test period during which jurisdiction over AMTRAK employees' claims would be transferred to the various state workers' compensation commissions under applicable State laws, after receiving testimony from Senator Metzenbaum; Neal P. Curtin, Deputy Director, Planning and Reporting, Resources Community and Economic Development Division, General Accounting Office; W. Graham Claytor, Jr., President and Chairman of the Board, National Railroad Passenger Corporation (AMTRAK); and William H. Dempsey, Association of American Railroads, Geoffrey N. Zeh, Brotherhood of Maintenance of Way Employees, Railway Labor Executives' Association, and Coalition for Safe and Responsible Railroads, and Fred Hardin, United Transportation Union, all of Washington, DC.

AUTHORIZATIONS—USTR/ITC

Committee on Finance: Subcommittee on International Trade concluded hearings on proposed legislation authorizing funds for the Office of the United States Trade Representative and the International Trade Commission, after receiving testimony from Alan F. Holmer, Deputy United States Trade Representative; and Alfred E. Eckes, Acting Chairman, United States International Trade Commission.

SOUTH AFRICA

Committee on Foreign Relations: Committee held hearings to review U.S. policy options toward South Africa, receiving testimony from Senators Helms, Kennedy, Weicker, and Symms; and John C. Whitehead, Deputy Secretary of State, and Charles W. Freeman, Jr., Deputy Assistant Secretary for African Affairs, Department of State.

Hearings continue tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Paul V. Gadola, to be United States District Judge for the Eastern District of Michigan, and Richard L. Voorhees, to be United States District Judge for the Western District of North Carolina, after the nominees testified and answered questions in their own behalf. Mr. Gadola was introduced by Senator Riegle and Representative Kildee, and Mr. Voorhees was introduced by Senator Helms.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items;

S. 2231, to authorize funds for fiscal years 1989–1991, for nurse education programs, with an amendment;

S. 2086, to establish a trust fund using civil penalties collected under the Occupational Health and Safety Act in 1970 to compensate victims of the collapse of the L'Ambiance Plaza in Bridgeport, Connecticut;

S. 2393, to authorize funds for programs of the Protection and Advocacy for Mentally Ill Individuals Act of 1986; and

The nominations of Warren J. Baker, of California, to be a Member of the National Science Board, National Science Foundation, Richard J. Schwartz, of New York, and Helmuth J. Naumer, of New Mexico, each to be a Member of the National Museum Services Board.

Also, the Committee began consideration of S. 837, to provide for specified annual increases in the minimum wage and for its annual indexing, and S. 1808, to require the Secretary of Health and Human Services to determine the appropriate regulatory classification of the transitional devices of the Medical Device Amendments, but did not complete action thereon, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 4888–4898; and 5 resolutions, H.J. Res. 595 and 596, H. Con. Res. 322, and H. Res. 481 and 482 were introduced.

Page 15721

Reports Filed: Reports were filed as follows:

H.R. 4352, to amend the Steward B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless, amended (H. Rept. 100–118);

H.R. 4503, to amend the Public Health Service Act to revise and extend the programs establishing migrant health centers and community health centers, amended (H. Rept. 100–719);

H.R. 4841, to control illicit narcotics production and trafficking (H. Rept. 100–720);

Report entitled "Report on the Activity of the Committee on Energy and Commerce for the 100th Congress, 1st Session" (H. Rept. 100–721);

H.R. 4288, to designate the Federal Office Building located at the corner of Locust Street and West Cumberland Avenue in Knoxville, Tennessee, as the "John J. Duncan Federal Office Building", amended (H. Rept. 100–722);

H. Res. 482, waiving certain points of order against consideration of H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989 (H. Rept. 100–723); and

Conference report on H.R. 4567, making appropriations for energy and water development for the fiscal year ending September 30, 1989 (H. Rept. 100–724).

Page 15721

Condolence Resolution: House agreed to H. Res. 481, expressing the condolences of the House on the death of Representative Duncan.

Page 15584

HUD Appropriations: By a yea-and-nay vote of 377 yeas to 40 nays, Roll No. 198, the House passed H.R. 4800, making appropriations for the Department of Housing and Urban Development, and for sundry agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989.

Page 15599

Agreed To:

The Gonzalez amendment that strikes language providing for replacement vouchers over a period of five years for tenants displaced by demolition or sale; and

Page 15621

The Walker amendment that prohibits use of funds in any workplace that is not free of illegal use or possession of controlled substances and that an applicant for funding under the bill shall be ineligible for such funds if the applicant fails to include in the application a statement assuring that it has and will continue to administer a drug-free workplace.

Page 15651

Rejected:

The Schumer amendment that sought to increase certain housing programs and decrease NASA research and development funding by $400 million (rejected by a recorded vote of 166 ayes to 256 noes, Roll No. 196);

Page 15662

The Morrison of Connecticut amendment that sought to reduce HUD housing voucher units from 50,000 to 40,000 and increase the contract term for section 8 existing housing certificates from 5 to 15 years (rejected by a recorded vote of 85 ayes to 330 noes, Roll No. 197); and

Page 15638

The Oberstar amendment that sought to transfer $25 million from EPA construction grants to nonpoint-source pollution programs.

Page 15645

H. Res. 478, the rule which waived certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 209 yeas to 206 nays, Roll No. 195.

Page 15590

Fair Housing: House completed all general debate on H.R. 1158, to amend title VIII of the Act commonly called the Civil Rights Act of 1968, to revise the procedures for the enforcement of fair housing; but came to no resolution thereon. Proceedings under the five-minute rule will begin on Thursday, June 23.

Page 15657

H. Res. 477, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 394 yeas to 1 nay, Roll No. 199.

Page 15653

John J. Duncan Building: House passed H.R. 4288, amended, to designate the Federal Office Building located at the corner of Locust Street and West Cumberland Avenue in Knoxville, Tennessee, as the "John J. Duncan Federal Office Building".

Page 15656

Agreed to the committee amendment in the nature of a substitute.

Page 15657

Agreed to amend the title.

Page 15657

Subcommittee To Sit: Subcommittee on Human Resources and Intergovernmental Relations of the Committee on Government Operations received permission to sit during proceedings of the House under the five-minute rule on Thursday, June 23.

Page 15669

Presidential Messages: Received and read the following messages from the President:

U.S.-Soviet fishing agreement: Message wherein he transmits an agreement between the United States and the Union of Soviet Socialist Republics on fishery relations—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 100–207); and

INS-State Department refugee admissions: Message wherein he transmits a report on the roles and responsibilities of the Immigration and Naturalization Service and the Department of State in administering the United States refugee admissions program—referred to the Committee on Foreign Affairs and the Committee on the Judiciary.

Page 15669

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 15721

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 15598, 15637, 15642, 15652, 15655. There were no quorum calls.

Adjournment: Met at 10 a.m. and, pursuant to the provisions of H. Res. 481, adjourned at 7:24 p.m. as a further mark of respect to the memory of the late Representative Duncan.

Committee Meetings

U.S. SUGAR PROGRAM

Committee on Agriculture: Subcommittee on Cotton, Rice, and Sugar held a hearing relating to the import of sugar-containing products and their impact on the U.S. sugar program. Testimony was heard from Brian P. Crowley, Senior Associate Director, Resources Community and Economic Development Division, GAO; Ann Veneman, Associate Administrator, Foreign Agricultural Service, USDA; Joseph Spetrini, Deputy to the Deputy Assistant Secretary, Import Administration, Department of Commerce; and Samuel H. Banks, Assistant Commissioner, Inspection and Control, U.S. Customs Service, Department of the Treasury.

OSHA OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety held an oversight hearing on OSHA regarding closing and settlement conferences between OSHA and employers and exclusion of employees and employers representatives. Testimony was heard from John A. Pendergrass, Assistant Secretary, OSHA, Department of Labor.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 4757, amended, AIDS Counseling and Testing Act of 1988; H.R. 3893, amended to amend the provisions of the Toxic Substances Control Act relating to asbestos in the Nation's schools by providing adequate time for local educational agencies to submit asbestos management plans to State Governors and to begin implementation of those plans; and S. Con. Res. 95, expressing the sense of Congress with respect to the denial of health insurance coverage for disabled adopted children.

The Committee also began markup of H.R. 4850, AIDS Research Act of 1987.

Will continue tomorrow.

ACID RAIN

Committee on Energy and Commerce: Subcommittee on Energy and Power continued hearings on acid rain. Testimony was heard from John Sprague, Associate Director, GAO; Jack S. Siegel, Deputy Assistant Secretary, Coal Technology, Department of Energy; and public witnesses.

FEDERAL RAILROAD SAFETY ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism, and Hazardous Materials approved for full Committee action, as amended, H.R. 4748, to amend the Federal Railroad Safety Act of 1970 to provide for drug and alcohol testing for railroad employees.

INTELLIGENCE OVERSIGHT ACT

Committee on Foreign Affairs: Ordered reported, as amended, H.R. 3811, Intelligence Oversight Act of 1987.

MISCELLANEOUS MEASURES; COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Procurement and Printing approved for full Committee action the following measures: H. Res. 444, amended, authorizing the printing of a collection of statements made in tribute to the late Representative Harold T. "Bizz" Johnson; and H. Res. 476, authorizing the printing of a collection of statements made in tribute to the late Representative John H. Dent.

The Subcommittee also approved for full Committee action pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported, as amended, the following bills: H.R. 4180, to establish a mining experimental program on critical minerals; H.R. 4181, Sport Fishing and Hunting Opportunity Improvement Act; S. 795, to provide for the settlement of water rights claims of the La Jolla, Rincon, San Pasqual, Pauma, and Pala Bands of Mission Indians in San Diego County California; H.R. 2772, to authorize the Lyman-Jones, West River, and Ogala Sioux Rural Water Development projects; H.R. 4315, to provide for the inclusion of certain lands within the John Muir National Historic Site; and H.R. 4375, Michigan Public Lands Improvement Act of 1988.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills H.R. 4427, amended Immigration Exclusion and Deportation Amendments of 1988; H.R. 4758, Public Safety Offices Death Benefits Amendments of 1988; and H.R. 4310, to extend for an additional 5-year period certain provisions of title 17, United States Code, relating to the rental of sound recordings.

ANTI-DRUG ABUSE AMENDMENTS

Committee on the Judiciary: Subcommittee on Crime began markup of H.R. 4868, Anti-Drug Abuse Amendments of 1988.

PROHIBIT THE IMPORTATION OR EXPORTATION OF ELEPHANT PRODUCTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 2999, to prohibit the importation or exportation and certain other transactions involving elephant products. Testimony was heard from Representatives Beilenson and Fields; Ron Lambertson, Chairman, Standing Committee, Convention on Trade in Endangered Species of Wild Fauna and Flora and Regional Director, Northeast Region, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

IMPROVING THE EFFECTIVENESS OF THE FAA

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on improving the effectiveness of the FAA. Testimony was heard from Representatives Oberstar, Rinaldo, Barton of Texas, Molinari and Lewis of Florida; John M. Albertine, Chairman, President's Commission on Aviation Safety; James Burnley IV, Secretary of Transportation; and public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 2 of Rule XXI against specified provisions in H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989. The rule provides that where points of order are waived against only a portion of a paragraph, a point of order against any other provision in the paragraph may be made only against such provision and not against the entire paragraph. The rule provides that the first amendment printed in the report accompanying this resolution is considered to have been adopted in the House and in the Committee of the Whole. The rule makes in order the amendment printed in the report accompanying this resolution if offered by Representative Eckart of Ohio or his designee. Clause 2 of Rule 21 is waived against the amendment. The Eckart amendment is debatable for 1 hour, equally divided and controlled by the proponent of the amendment and a member opposed thereto. The amendment is not subject to amendment. The rule provides that it is in order to consider the amendment printed in the report accompanying this resolution, if offered by Representative Walker. Clause 2(c) of rule 21 is waived against the amendment, if the motion to rise and report under clause 2(d) of rule 21 is rejected or not offered. Testimony was heard from Representatives Lehman, Carr, Anderson, Eckart, Smith of Florida, Coleman of Texas, Conte, Coughlin, Hammerschmidt, Shuster, Walker and Shumway.

CONSERVATION STRATEGIES/SAVING THE ENDANGERED RHINOCEROS

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Conservation Strategies/Saving the Endangered Rhinoceros. Testimony was heard from public witnesses.

TECHNICAL CORRECTIONS ACT

Committee on Ways and Means: Continued markup of H.R. 4333, Technical Corrections Act of 1988.

Will continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆

June 23, 1988

Thursday, June 23, 1988

Senate

Chamber Action

Routine Proceedings, pages 15752–15840

Measures Introduced: Nine bills and two resolutions were introduced, as follows: S. 2557–2565, S. Res. 446, and S. Con. Res. 126.

Page 15806

Measures Reported: Reports were made as follows:

S. 1776, to modernize United States circulating coin designs, of which one reverse will have a theme of the Bicentennial of the Constitution, with an amendment in the nature of a substitute. (S. Rept. No. 100–396)

S. 2560, to amend the Temporary Emergency Food Assistance Act of 1983 to require the Secretary of Agriculture to make available additional types of commodities, to improve child nutrition and food stamp programs, to provide other hunger relief, and for other purposes. (S. Rept. No. 100–397)

S. 2562, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenue of said District for the fiscal year ending September 30, 1989, and for other purposes. (S. Rept. No. 100–398)

H.R. 4783, making appropriations for the Department of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1989, and for other purposes, with amendments. (S. Rept. No. 100–399)

Page 15805

Measures Passed:

Western Hemisphere Anti-Drug Summit: By unanimous vote of 94 yeas (Vote No. 199), Senate agreed to S. Res. 442, expressing the sense of the Senate that the President should convene an International Conference on Combating Illegal Drug Production, Trafficking, and Use in the Western Hemisphere.

Page 15758

USIA Film Release Authorization: Senate passed S. 2365, authorizing the release of 86 United States Information Agency films with respect to the Marshall Plan.

Page 15831

Commemorating the Bicentennial of the French Revolution and the Declaration of the Rights of Man and of the Citizen: Senate agreed to S.J. Res. 317, Commemorating the Bicentennial of the French Revolution and the Declaration of the Rights of Man and of the Citizen.

Page 15832

Tribute to Dr. de Sousa Mendes: Senate agreed to S. Res. 270, paying special tribute to Portuguese diplomat Dr. de Sousa Mendes for his extraordinary acts of mercy and justice during World War II.

Page 15832

Baha'i Faith-Iran to Respect Human Rights: Senate agreed to S. Con. Res. 120, urging the Government of Iran to respect the human rights of members of the Baha'i faith.

Page 15833

International Organization Immunities Act Applicability: Senate passed H.R. 4162, to make the International Organizations Immunities Act applicable to the Organization of Eastern Caribbean States.

Page 15833

Space Exploration Day: Committee on the Judiciary was discharged from further consideration of S.J. Res. 334, to designate July 20, 1988, as "Space Exploration Day", and the resolution was then passed.

Page 15834

National Week of Recognition and Remembrance for Those Who Served in the Korean War: Committee on the Judiciary was discharged from further consideration of S.J. Res. 318, to designate the week of July 25–31, 1988, as the "National Week of Recognition and Remembrance for Those Who Served in the Korean War", and the resolution was then passed.

Page 15834

United States-Canada Days of Peace and Friendship: Committee on the Judiciary was discharged from further consideration of H.J. Res. 587, designating July 2 and 3, 1988, as "United States-Canada Days of Peace and Friendship", and the resolution was then passed.

Page 15834

National Safety Belt Use Week: Committee on the Judiciary was discharged from further consideration of H.J. Res. 485, designating June 26 through July 2, 1988, as "National Safety Belt Use Week", and the resolution was then passed.

Page 15835

S.J. Res. 270, Senate companion measure, was subsequently indefinitely postponed.

Page 15835

Jacob K. Javits Senate Fellowship Program: Committee on Rules and Administration was discharged from further consideration of S. Res. 425, to establish a Jacob K. Javits Senate Fellowship program, and the resolution was then agreed to.

Page 15835

Authorizing Printing of Senate Document: Committee on Rules and Administration was discharged from further consideration of S. Res. 430, authorizing the printing of additional copies of the Senate Document entitled "The Older Americans Act Amendments of 1987: A Summary of Provisions," for the use of the Special Committee on Aging, and the resolution was then agreed to.

Page 15835

Authorizing Printing of House Document: Committee on Rules and Administration was discharged from further consideration of H. Con. Res. 296, authorizing the printing of the House of Representatives Election Law Guidebook, 1988 as a House document, and the resolution was then agreed to.

Page 15835

Commending Spirit Days, Inc.: Senate agreed to S. Con. Res. 126, to express the sense of the Congress with respect to drug and alcohol free cultural events for Native peoples and to commend Spirit Days, Inc. for sponsoring a drug and alcohol free cultural event for Alaska Natives living in an urban environment.

Page 15836

Death of Representative Duncan: Senate agreed to S. Res. 446, relative to the death of the Honorable John James Duncan, of Tennessee.

Page 15837

Plant Closing Notification: Senate continued consideration of S. 2527, to require advance notification of plant closings and mass layoffs.

Pages 15760, 15778

Senate will continue consideration of the bill on Friday, June 24.

Condemning Use of Chemical Weapons by Iraq—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. Res. 408, to condemn the use of chemical weapons by Iraq and urge the President to continue applying diplomatic pressure to prevent their further use, and urge the Administration to step up efforts to achieve an international ban on chemical weapons, with a vote to occur thereon on Friday, June 24.

Page 15753

Motion to Request Attendance: During today's proceedings, the following action also occurred:

By 72 yeas to 20 nays (Vote No. 200), Senate agreed to a motion to request the attendance of absent Senators.

Page 15784

Measures Indefinitely Postponed: Senate indefinitely postponed the following calendar items:

S.J. Res. 219, to provide for the extension of certain programs relating to housing and community development, and for other purposes.

H.R. 3743, to improve the safety of rail transportation, and for other purposes.

S. Res. 308, to limit time on the motion to proceed.

Page 15834

Nominations Confirmed: Senate confirmed the following nominations:

Warren J. Baker, of California, to be a member of the National Science Board, National Science Foundation.

Helmuth J. Naumer, of New Mexico, to be a member of the National Museum Services Board.

Richard J. Schwartz, of New York, to be a member of the National Museum Services Board.

1 Army nomination in the rank of general.

Rear Adm. Alvin B. Koeneman, Chaplain Corps, U.S. Navy, to be Chief of Chaplains.

Page 15840

Nominations Received: Senate received the following nominations:

Maynard Wayne Glitman, of Vermont, to be Ambassador to the Kingdom of Belgium.

John Andrew Burroughs, Jr., of Maryland, to be Ambassador to the Republic of Uganda.

Lewis T. Babcock, to be U.S. district judge for the District of Colorado.

Melinda Harmon, to be U.S. district judge for the Southern District of Texas.

Jack R. Stokvis, of New York, to be an Assistant Secretary of Housing and Urban Development.

Frederick K. Goodwin, of Maryland, to be Administrator of the Alcohol, Drug Abuse, and Mental Health Administration.

Antonio Navarro, of New York, to be a member of the Advisory Board for Radio Broadcasting to Cuba.

Hillel Fradkin, of Wisconsin, to be a member of the National Council on the Humanities.

MacDonald G. Becket, of California, to be a member of the Board of Directors of the National Institute of Building Sciences.

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Messages From the President: Page 15805

Messages From the House: Page 15805

Measures Referred: Page 15805

Statements on Introduced Bills: Page 15806

Amendments Submitted: Page 15814

Additional Cosponsors: Page 15813

Authority for Committees: Page 15817

Notices of Hearings: Page 15817

Additional Statements: Page 15817

Quorum Calls: One quorum call was taken today. (Total—20)

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Record Votes: Two record votes were taken today. (Total—200)

Pages 15758, 15784

Recess: Senate convened at 10 a.m., and as a further mark of respect to the memory of the late Representative John James Duncan, of Tennessee, in accordance with S. Res. 446, recessed at 6:26 p.m., until 8:45 a.m., on Friday, June 24, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 15840.)

Committee Meetings

BARLEY AND OATS SITUATION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production and Stabilization of Prices resumed hearings to review the barley and oats supply situation, focusing on the current stocks and production estimates for the upcoming harvest season, receiving testimony from William Bailey, Deputy Administrator, Program Planning and Development, Agricultural Stabilization and

Conservation Service, and David Hull, Agriculture Economist, both of the Department of Agriculture; Terry Murphy, Cardwell, Montana; Phillip Sisson, Quaker Oats Company, Chicago, Illinois; Thomas J. Lee, and William Vollink, both of General Mills, Incorporated, Minneapolis, Minnesota; Mike Davis, American Malting Barley Association, Milwaukee, Wisconsin; Louis Arnold, National Barley Growers Association, Fargo, North Dakota; and Ken Stephens and Dan Fetherston, both of the U.S. Feed Grains Council, Washington, DC.

Subcommittee will meet again on Tuesday, July 26.

APPROPRIATIONS—D.C./LABOR/HHS/EDUCATION

Committee on Appropriations: Committee ordered the following measures favorably reported:

H.R. 4783, appropriating funds for fiscal year ending September 30, 1989 for the Departments of Labor, Health and Human Services, and Education, and related agencies, with amendments; and

An original bill (S. 2562) appropriating funds for fiscal year ending September 30, 1989 for the government of the District of Columbia.

OWNERSHIP RESTRICTIONS ON FHLMC PREFERRED STOCK

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 2467, to remove the ownership and transferability restrictions placed on nonvoting preferred stock of the Federal Home Loan Mortgage Corporation (FHLMC), receiving testimony from Leland C. Brendsel, President and Chief Executive Officer, Federal Home Loan Mortgage Corporation; Warren Lasko, Mortgage Bankers Association of America, Washington, DC; Gerald R. Christensen, First Federal Savings and Loan Association, Salt Lake City, Utah, representing the United States League of Savings Institutions; and John W. Johnson, Jr., Charter Federal Savings and Loan Association, West Point, Georgia.

Hearings were recessed subject to call.

TELECOMMUNICATIONS SERVICES FOR THE HEARING-IMPAIRED

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 2221, to expand national telecommunications systems for the benefit of the hearing-impaired, after receiving testimony from Tom Harvey, Architectural and Transportation Barriers Compliance Board, I. King Jordan, Gallaudet University, and Michael Janger, Alexander Graham Bell Society, all of Washington DC; Gail Garfield Schwartz, New York Public Service Commission, New York, New York; and Gary Olsen, National Association on the Deaf, and Alfred Sonnenstrahl and Paul L. Taylor, both of Telecommunications for the Deaf, Inc., all of Silver Spring, Maryland.

GLOBAL CLIMATE CHANGE/GREENHOUSE EFFECT

Committee on Energy and Natural Resources: Committee held oversight hearings on the greenhouse effect and the development of policies for responding to global climate change, receiving testimony from Senators Baucus and Chafee; Michael Oppenheimer and Daniel J. Dudek, both of the Environmental Defense Fund, James Hansen, NASA Goddard Institute, all of New York, New York; G.M. Woodwell, Woods Hole Research Center, Woods Hole, Massachusetts; Syukuro Manabe, Geophysical Fluid Dynamics Laboratory, Princeton, New Jersey; and William Moomaw, World Resources Institute, Washington, DC.

Hearings were recessed subject to call.

NATIONAL PARKS AND MONUMENTS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 2058, to authorize the establishment of the Charles Pinckney National Historic Site in South Carolina, and S. 2018, to expand the boundaries of the Congaree Swamp National Monument, South Carolina, and to designate it as a wilderness, after receiving testimony from Senator and Mrs. Thurmond; Senator and Mrs. Hollings; Representative Spratt; Richard Watkins, Sierra Club (South Carolina Chapter), Camden; Barry Beasley, South Carolina Water Resources Commission, Columbia; William Lienesch, National Parks and Conservation Association, Washington, DC; and Peter Kirby, The Wilderness Society (Southeast Region), Atlanta, Georgia; and

S. 1643, to establish the Mississippi River National Heritage Corridor, after receiving testimony from Dan Derbes, Baton Rouge, Louisiana, and John Bernhagen, Hutchison, Minnesota, both of the Mississippi River Parkway Commission; Derrick Crandall, American Recreation Coalition, Washington, DC; and Michael Devine, Illinois Historic Preservation Agency, Springfield.

Testimony was also received on all the aforementioned bills from Jerry Rogers, Associate Director for Cultural Resources, National Park Service, Department of the Interior.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered the following measures favorably reported:

S. 2068, to authorize the establishment of regional marine research centers to coordinate, plan, and support research, monitoring, and assessment activities concerned with the environmental quality of marine and coastal waters, with an amendment in the nature of a substitute;

S. 2030, to prohibit the disposal of sewage sludge into the ocean at a certain site after a specified date, and to require reports on progress made in developing alternative disposal options, with an amendment in the nature of a substitute;

S. Res. 389, to express the sense of the Senate regarding future funding of the Construction Grants program of the Clean Water Act, with an amendment;

S. 2024, to extend the deadline for filing inspection and management plans required by the Asbestos Hazard Emergency Response Act, with an amendment in the nature of a substitute;

S. 1792, authorizing funds for fiscal years 1987, 1988, and 1989 for the Council on Environmental Quality, with an amendment in the nature of a substitute as approved by the Committee, the bill incorporates certain provisions of S. 1584;

S. 2496, to provide for the leasing of certain property to the District of Columbia Chapter of the American Red Cross for the construction of a new building.

AUTHORIZATIONS—USTR/ITC/CUSTOMS SERVICE

Committee on Finance: Committee on Finance ordered favorably reported an original bill authorizing funds for the Office of the United States Trade Representative, the International Trade Commission, and the U.S. Customs Service.

SOUTH AFRICA

Committee on Foreign Relations: Committee continued hearings to review U.S. Policy options toward South Africa, including provisions of S. 2378, receiving testimony from Meg Voorhes and Stephen M. Davis, both of the Investor Responsibility Research Center, Inc., William Coleman, former Secretary of Transportation, on behalf of Mobile Oil Corporation, Damu Smith, Washington Office on Africa, Randall Robinson, TransAfrica, and Byron Charlton, AFL-CIO African American Labor Center, all of Washington, DC; Michael Radu, Foreign Policy Research Institute, Philadelphia, Pennsylvania; Jim Martin, Congress of Racial Equality, New York, New York; and Walter W. Williams, George Mason University, Fairfax, Virginia.

Hearings continue tomorrow.

HUMANITARIAN AID TO AFGHANISTAN

Committee on Foreign Relations: Committee concluded hearings on proposed legislation to provide humanitarian assistance to Afghanistan, after receiving testimony from Michael H. Armacost, Under Secretary of State for Political Affairs; Richard S. Williamson, Assistant Secretary of State for International Organization Affairs and Afghan Coordinator; and Lionel H. Olmer, Citizens' Commission on Afghan Refugees, Washington, DC.

DISPOSITION OF SEIZED CASH AND PROPERTY BY THE FEDERAL GOVERNMENT

Committee on Governmental Affairs: Subcommittee on Federal Spending, Budget and Accounting concluded hearings on the disposition and accountability of property and cash seized by the Federal government in its forfeiture programs, after receiving testimony from Gene L. Dodaro, Associate Director, General Government Division, General Accounting Office; Mark Richard, Deputy Assistant Attorney General, Criminal Division, Department of Justice; and William F. Riley, Comptroller, Robert Hamilton, Chief, Revenue Branch, National Finance Center, and Karen Robb, Director, Office of Logistics Management, all of the U.S. Customs Service, Department of the Treasury.

AGE DISCRIMINATION IN EMPLOYMENT

Special Committee on Aging. Committee held hearings to review the performance of the Equal Employment Opportunity Commission in enforcing the Age Discrimination in Employment Act, receiving testimony from Lynn Bruner, Director, St. Louis District Office, Donald Muse, Director, and Vanessa Hannah, Investigator, both of the Birmingham District Office, Hermilo Gloria, Director, Phoenix District Office, and Levi Morrow, Senior Investigator, Dallas District Office, all of the Equal Employment Opportunity Commission; and Joseph Bennett, Office of Human Rights, Alexandria, Virginia.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 4899–4915; and 6 resolutions, H.J. Res. 597–599, H. Con. Res. 323–324, and H. Res. 483 were introduced.

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Bills Reported: Reports were filed as follows:

Report entitled "Absence of Management: The Farmers Home Administration's Implementation of the Food Security Act of 1985" (H. Rept. 100–725);

Report entitled "Defense Department Fails To Assure Reasonableness of Contractor's Health Costs" (H. Rept. 100–726);

Report entitled "Defense Department's Foreign Military Sales Accounting Problems Continue" (H. Rept. 100–727);

Report entitled "Strategic Defense Initiative Organization Management Deficient in Key Areas: Program Costs Now Double Original Estimate" (H. Rept. 100–728);

H.R. 1841, to establish guidelines for timely compensation for temporary injury incurred by seamen on fishing industry vessels and to require additional safety regulations for fishing industry vessels, amended (H. Rept. 100–729);

H.R. 4604, to extend the expiration date of title II of the Energy Policy and Conservation Act, amended (H. Rept. 100–730);

H.R. 4101, to amend the Federal Trade Commission Act to strengthen the authority of the Federal Trade Commission respecting fraud committed in connection with sales made with a telephone, amended (H. Rept. 100–731); and

H.R. 4030, to strengthen certain fish and wildlife laws, amended (H. Rept. 100–732).

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Funeral Committee: The Speaker appointed as members of the funeral committee of the late Representative Duncan the following Members on the part of the House: Representatives Quillen, Michel, Jones of Tennessee, Ford of Tennessee, Lloyd, Cooper, Sundquist, Gordon, Clement, Rostenkowski, Gibbons, Pickle, Dickinson, Hammerschmidt, Crane, Archer, Rangel, Gradison, Schulze, Flippo, Lewis of California, Rogers, McMillan of North Carolina, Broomfield, Miller of Ohio, Downey of New York, Jenkins, Thomas of California, and Kennelly.

Page 15841

Coast Guard Authorization: House insisted on its amendment to the Senate amendment to H.R. 2342, to authorize appropriations for the Coast Guard for fiscal year 1988; and agreed to a conference. Appointed as conferees:

From the Committee on Merchant Marine and Fisheries, for consideration of the House amendment and the Senate amendment, and modifications committed to conference: Representatives Jones of North Carolina, Hutto, Studds, Davis of Michigan, and Young of Alaska; and

From the Committee on Ways and Means, as additional conferees for consideration of section 6 of the House amendment and modifications committed to conference: Representatives Rostenkowski, Gibbons, Pickle, Archer, and Vander Jagt.

Page 15841

Recess. House recessed at 10:07 a.m. and reconvened at 12:05 p.m.

Page 15841

Address by Prime Minister of Australia: The Senate and House met in a joint meeting to receive Prime Minister Robert J.L. Hawke of Australia. Prime Minister Hawke was escorted to and from the House Chamber by Senators Pell, Sarbanes, Exon, Dole, Simpson, and Cochran; and Representatives Foley, Coelho, Gephardt, Fascell, Bonior, Oakar, Michel, Cheney, Martin of Illinois, Broomfield, and Saiki.

Page 15841

Fair Housing: House continued consideration of H.R. 1158, to amend title VIII of the Act commonly called the Civil Rights Act of 1968, to revise the procedures for the enforcement of fair housing; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Page 15845

Pending when the Committee of the Whole rose was the McCollum amendment that seeks to modify the provisions dealing with new multifamily construction requirements for providing access to the handicapped and to provide that only 10 percent of the units must meet the Federal Handicapped Accessibility Standards.

Page 15864

Agreed To:

The Walker amendment that excludes from the bill's protections persons who have been convicted two or more times of the illegal manufacture or distribution of a controlled substance;

Page 15846

The Fish amendment that gives complainants, respondents, or any other aggrieved person the option of electing to go before a United States district court rather than the administrative law judge (agreed to by a recorded vote of 401 ayes, Roll No. 200); and

Page 15848

The Frank amendment that excludes individuals whose tenancy would result in substantial physical damage to the property of others.

Page 15851

Rejected the Shaw amendment that sought to strike provisions extending protection from housing discrimination to families with children under the age of 18, and to require the Civil Rights Commission to study and report to Congress on the nature and extent of housing discrimination against families with children (rejected by a recorded vote of 116 ayes to 289 noes, Roll No. 201).

Page 15852

Congress Bicentennial Coins: House agreed to Senate amendments numbered 18, 23, and 28; agreed, with an amendment, to Senate amendment numbered 36; and disagreed to Senate amendments numbered 1–17, 19–22, 24–27, 29–35, and 37–39 to H.R. 3251, to require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the United States Congress—returning the measure to the Senate.

Page 15866

Quorum Calls—Votes: Two recorded votes developed during the proceedings of the House today and appear on pages 15852, 15861. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 4:45 p.m.

Committee Meetings

EMERGENCY HUNGER RELIEF ACT

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition approved for full Committee action, as amended, H.R. 4060, Emergency Hunger Relief Act of 1988.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Adm. C.A.H. Trost, USN, Chief of Naval Operations.

Hearings continue June 28.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported the following bills: H.R. 4675, to amend the Domestic Volunteer Service Act of 1973 to extend through the fiscal year 1989 the authority contained in such act related to drug abuse prevention activities; H.R. 4676, to amend the Temporary Child Care for Handicapped Children and Crisis Nurseries Act of 1986 to extend through the fiscal year 1989 the authorities contained in such act; and H.R. 4872, amended to establish education and prevention programs relating to the illicit use of drugs by youth.

AIDS RESEARCH ACT

Committee on Energy and Commerce: Ordered reported, as amended, H.R. 4850, AIDS Research Act of 1987.

FOOD SAFETY AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 4739, to amend the Federal Food, Drug, and Cosmetic Act to revise the authority under that act to regulate pesticide residues in food. Testimony was heard from John A. Moore, Assistant Administrator, Pesticides and Toxic Substances, EPA; and John M. Taylor, Associate Commissioner, Regulatory Affairs, FDA, Department of Health and Human Services.

Hearings continue June 30.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on advanced television technologies. Testimony was heard from public witnesses.

ESTABLISHING A U.S. BOXING CORPORATION

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on H.R. 2305, to establish a United States Boxing Corporation. Testimony was heard from Representative Williams; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the introduction of clean bills in lieu of the following: H.R. 2779, to amend the Public Health Service Act to revise and extend the program of grants for the prevention and control of sexually transmitted diseases; and the Comprehensive Alcohol Abuse, Drug Abuse, and Mental Health Amendments Act of 1988.

STATUS OF CONVENTIONAL ARMS TALKS IN EUROPE

Committee on Foreign Affairs: And the Commission on Security and Cooperation in Europe held a joint hearing on the Status of Conventional Arms Talks in Europe. Testimony was heard from Rozanne L. Ridgway, Assistant Secretary, Bureau of European and Canadian Affairs, Department of State; and Ronald Lehman, Assistant Secretary, International Security Policy, Department of Defense.

STATUS OF DEMOCRATIC TRANSITIONS IN CENTRAL AMERICA

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs held a hearing on the Status of Democratic Transitions in Central America (Part I). Testimony was heard from public witnesses.

Hearings continue June 28.

SEAT BELT SAFETY: NHTSA OVERSIGHT

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on Seat Belt Safety: NHTSA Oversight. Testimony was heard from Jeffrey R. Miller, Deputy Administrator, National Highway Traffic Safety Administration, Department of Transportation; and public witnesses.

DEPARTMENT OF EDUCATION'S CRIMINAL INVESTIGATIONS

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on Department of Education's Criminal Investigations. Testimony was heard from the following officials of the Department of Education: James B. Thomas, Jr., Inspector General; Mary Rose, Deputy Under Secretary, Management; and

Charles Kolb, Deputy General Counsel; and public witnesses.

LOW-LEVEL RADIOACTIVE WASTE POLICY ACT AMENDMENTS

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment and the Subcommittee on Energy and Power of the Committee on Energy and Commerce held a joint hearing on H.R. 3864, to amend the Low-Level Radioactive Waste Policy Act to prescribe that States which are not members of regional compacts for the disposal of nuclear waste may not locate regional disposal facilities within 60 miles of the border with Mexico. Testimony was heard from Representative Coleman of Texas; Edmund M. Parsons, Director, Office of Ecology and Natural Resources, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State; from the following officials of the State of Texas: Lee H. Mathews, Deputy General Manager and General Counsel, Low-Level Radioactive Waste Disposal Authority; and Luther Jones, Judge, County of El Paso; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 3541, to redesignate Salinas National Monument in the State of New Mexico, and H.R. 4182, to authorize the establishment of the Zuni-Cibola National Historical Park in the State of New Mexico. Testimony was heard from Denis P. Galvin, Deputy Director, National Park Service, Department of the Interior; and public witnesses.

DESIGN PROTECTION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held a hearing H.R. 1179, Industrial Innovation and Technology Act of 1987. Testimony was heard from Representative Michel; and public witnesses.

ANTI-DRUG ABUSE AMENDMENTS

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action a clean bill to be introduced in lieu of H.R. 4868, Anti-Drug Abuse Amendments of 1988.

UNDOCUMENTED RESIDENTS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on legislation to exclude undocumented residents from the State population totals used for the purpose of apportioning the House of Representatives. Testimony was heard from Representatives Edwards of California, Ridge, Petri, Murtha, Goodling, Valentine and Daub; John G. Keane, Director, Bureau of the Census, Department of Commerce; and public witnesses.

OVERSIGHT—MAILING OF BIOLOGICAL TOXINS

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization and the Subcommittee on Research and Development of the Committee on Armed Services held a joint oversight hearing on the mailing of biological toxins. Testimony was heard from Senator Levin; Representative Pelosi; Frank R. Heselton, Assistant Postmaster General, Rates and Classification Department, U.S. Postal System; Thomas R. Dashiell, Director, Environmental and Life Sciences, Department of Defense; Dr. John W. McVicar, Director, Office of Biosafety, Centers for Disease Control, Department of Health and Human Services; and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Rules: Heard testimony from Representatives Yates, Fazio, Mrazek, Rodino, Kastenmeir, Udall, Brooks, Regula, Fish and Walker, but no action was taken on H.R. 4867, making appropriations for the Department of the Interior and related agencies for fiscal year ending September 30, 1989.

HIGH TEMPERATURE SUPERCONDUCTING TECHNOLOGY TRANSFER

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on High Temperature Superconducting Technology Transfer. Testimony was heard from the following officials of the Department of Defense: Craig Fields, Chief Scientist, Defense Advanced Research Project Agency; and Dean Judd, Chief Scientist, Strategic Defense Initiative Organization; and public witnesses.

HIGH DEFINITION TELEVISION

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology held a hearing on High Definition Television. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

VETERANS' CANTEEN SERVICE

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on Veterans' Canteen Service. Testimony was heard from Dr. Daniel H. Winship, Assistant Deputy Chief Medical Director, Program and Operations, VA;

representatives of the Veterans' Canteen Service; and a public witness.

TECHNICAL CORRECTIONS ACT

Committee on Ways and Means: Continued markup of H.R. 4333, Technical Corrections Act of 1988.

Will continue July 28.

Joint Meeting

HEALTH CARE IN AMERICA

Joint Economic Committee: Subcommittee on Education and Health concluded hearings to review the future of health care in America, after receiving testimony from C. Everett Koop, Surgeon General, U.S. Public Health Service, and William Raub, Deputy Director, National Institutes of Health, both of the Department of Health and Human Services; David Axelrod, New York State Department of Health, Albany; Robert D. Ray and Paul G. Rogers, both of the National Leadership Commission on Health Care, Washington, DC; and Edmund J. McTernan, State University of New York, Stony Brook.

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Friday, June 24, 1988

Senate

Chamber Action

Routine Proceedings, pages 15912–15958

Measures Introduced: Three bills were introduced, as follows: S. 2566–2568.

Page 15947

Measures Reported: Reports were made as follows:

H.R. 2881, to establish a National Commission on Acquired Immune Deficiency Syndrome, with an amendment in the nature of a substitute. (S. Rept. No. 100–400)

H.R. 4800, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies and offices, for the fiscal year ending September 30, 1989, and for other purposes with amendments. (S. Rept. No. 100–401)

H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989, and for other purposes, with amendments. (S. Rept. No. 100–402)

Page 15947

Measures Passed:

Condemning the Use of Chemical Weapons by Iraq: By unanimous vote of 91 yeas (Vote No. 201), Senate agreed to S. Res. 408, to condemn the use of chemical weapons by Iraq and urge the President to continue applying diplomatic pressure to prevent their further use, and urge the Administration to step up efforts to achieve an international ban on chemical weapons, after agreeing to committee amendments thereto.

Page 15918

Peninsula Airport Commission Property Restrictions: Senate passed S. 2247, to modify restrictions on the use of certain property conveyed to the Peninsula Airport Commission, after agreeing to committee amendments thereto.

Page 15957

Plant Closing Notification: Senate continued consideration of S. 2527, to require advance notification of plant closings and mass layoffs, taking action on amendments proposed thereto, as follows:

Pages 15921, 15957

Rejected:

(1) Quayle modified Amendment No. 2430, to provide that it shall be a complete defense to any action by or on behalf of an employee for violation of the notice requirements of this Act that the employer has, within 3 weeks of the shutdown or layoff, paid to the employee who was not provided the requisite notice an amount equal to the employee's compensation as computed under section 5(a)(1)(A) multiplied by the number of days that the requisite notice was not given and has maintained the employee's benefits under any employee benefit plan described in section 3(3) of the Employee Retirement Income Security Act of 1974 for such period. (By 59 yeas to 31 nays (Vote No. 202), Senate tabled the amendment.)

Pages 15926, 15932

(2) Thurmond Amendment No. 2431, to provide that in a prosecution in which the threat or fear is based on conduct by an agent or member of a labor organization consisting of an act of bodily injury to a person or damage to property, the pendence, at the time of such conduct, of a labor dispute (as defined in the National Labor Relations Act), the outcome of which could result in the obtaining of employment benefits by the actor, does not constitute prima facie evidence that property was obtained by such conduct. (By 60 yeas to 27 nays (Vote No. 203), Senate tabled the amendment.)

Page 15934

A unanimous-consent agreement was reached providing for further consideration of the bill and a Kassebaum amendment on Monday, June 27, with a vote to occur in relation thereto at 2:30 p.m. (which may continue until not later than 3:45 p.m.).

Page 15934

Treasury-Postal Service Appropriations, 1989: Senate resumed consideration of H.R. 4775, making appropriations for the Treasury Department, the

United States Postal Service, the Executive Office of the President, and certain Independent Agenices, for the fiscal year ending September 30, 1989, taking action on additional amendments proposed thereto, as follows:

Page 15939

Adopted:

Mikulski Amendment No. 2432, to delete the section of the bill dealing with a pay raise for military personnel in fiscal year 1989.

Page 15944

Rejected:

Melcher Amendment No. 2427, to restrict the use of funds by the Internal Revenue Service to impose user fees on certain exempt organizations providing services to older Americans. (By 63 yeas to 21 nays (Vote No. 204), Senate tabled the amendment.)

Page 15939

Nominations Received: Senate received the following nominations:

The following-named persons to be Members of the Board of Directors of the Federal Agricultural Mortgage Corporation:

John R. Dahl, of North Dakota;
George James Benston, of New York;
Derryl McLaren, of Iowa;
Gordon Clyde Southern, of Missouri; and
Edward Charles Williamson, Jr., of Georgia.

Two Air Force nominations in the rank of general.

One Army nomination in the rank of general.

One Navy nomination in the rank of admiral.

Routine list of Foreign Service nominations.

Page 15958

Messages From the President: **Page 15947**

Messages From the House: **Page 15947**

Measures Referred: **Page 15947**

Statements on Introduced Bills: **Page 15947**

Amendments Submitted: **Page 15954**

Additional Cosponsors: **Page 15953**

Authority for Committees: **Page 15955**

Notices of Hearings: **Page 15954**

Additional Statements: **Page 15955**

Record Votes: Four record votes were taken today. (Total 204)

Pages 15921, 15932, 15939, 15944

Adjournment: Senate convened at 8:45 a.m., and adjourned at 3:20 p.m., until 9:15 a.m., on Monday, June 27, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 15957.)

Committee Meetings

RURAL DEVELOPMENT FINANCING AUTHORITY/LOAN FUND

Committee on Agriculture, Nutrition, and Forestry: Committee resumed consideration of S. 1729, to establish within the Department of Agriculture a Rural Development Financing Authority, to provide loans and grants for development projects in rural communities, and to establish within the Treasury a Rural Development Loan Fund, but did not complete action thereon, and recessed subject to call.

APPROPRIATIONS—DEFENSE/TRANSPORTATION

Committee on Appropriations: Committee ordered the following measures favorably reported:

H.R. 4781, appropriating funds for fiscal year ending September 30, 1989 for the Department of Defense, with amendments; and

The provisions of H.R. 4794, appropriating funds for fiscal year ending September 30, 1989 for the Department of Transportation and related agencies, with amendments.

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Charles S. Whitehouse, of Virginia, to be an Assistant Secretary of Defense, and David S.C. Chu, of the District of Columbia, to be an Assistant Secretary of Defense, after the nominees testified and answered questions in their own behalf. Mr. Whitehouse was introduced by Senator Warner.

JAPANESE PATENT SYSTEM

Committee on Commerce, Science, and Transportation: Subcommittee on Foreign Commerce and Tourism concluded hearings on the effect of the Japanese patent system on American business, after receiving testimony from Donald J. Quigg, Assistant Secretary and Commissioner of Patents and Trademarks, Patent and Trademark Office, and Maureen R. Smith, Deputy Assistant Secretary for Japan, International Trade Administration, both of the Department of Commerce; Joseph A. Massey, Assistant U.S. Trade Representative for Japan and China, Office of the U.S. Trade Representative; Donald M. Spero, Fusion Systems Corporation, Rockville, Maryland; Alfred Michaelson, Corning Glass Works, Corning, New York; Larry W. Evans, BP America, Inc., Cleveland, Ohio; and Irving Kayton, George Mason School of Law, Arlington, Virginia.

SOUTH AFRICA

Committee on Foreign Relations: Committee continued hearings to review U.S. Policy options toward South Africa, including provisions of S. 2378, receiving testimony from Allan I. Mendelowitz, Senior Associate Director, National Security and International Affairs Division, General Accounting Office; Right Reverend John T. Walker, Episcopal Bishop of Washington and Dean of the Washington Cathedral, Robert Dale Wilson, National Critical Materials Council, Sal G. Marzullo, Signatory Companies to the Statement of Principles for South Africa, J. Andy Smith III, American Baptist Church USA, John J. Banovic, United Mine Workers of America, and Nina May, The Renaissance Women, all of Washington, DC; Joseph Newsome, Rhode Island Divest Coalition, and Carol Bragg, American Friends Service Committee, both of Providence, Rhode Island; William G. Beattie, Strategic Minerals Corporation, Danbury, Connecticut; Henry J. Bingham, International Investors Inc., New York, New York; and Aldrage B. Cooper, Jr., Johnson and Johnson, New Brunswick, New Jersey.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Susan E. Alvarado, of Virginia, and Tirso Del Junco, of California, each to be Governor of the U.S. Postal Service, Hugh Hewitt, of Michigan, to be Deputy Director of the Office of Personnel Management, and Roger W. Mehle, of New York, and Richard H. Headlee, of Michigan, each to be a Member of the Federal Retirement Thrift Investment Board, after the nominees testified and answered questions in their own behalf. Ms. Alvarado was introduced by Senators Stevens and Warner, and Mr. Del Junco was introduced by Representative Moorhead.

AGE DISCRIMINATION IN EMPLOYMENT

Special Committee on Aging: Committee concluded hearings to review the performance of the Equal Employment Opportunity Commission in enforcing the Age Discrimination in Employment Act, after receiving testimony from Clarence Thomas, Chairman, R. Edison Elkins, Director, Charlotte District Office, and Harriet J. Ehrlich, Director, Houston District Office, all of the Equal Employment Opportunity Commission; and Michael O'Dell, Social Science Analyst, Design and Data Analysis Group, Human Resources Division, and Howard Rhile, Associate Director, Information, Managment, and Technology Division, both of the General Accounting Office.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, June 27.

Committee Meetings

No Committee meetings were held.

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Monday, June 27, 1988

Senate

Chamber Action

Routine Proceedings, pages 15996–16069

Measures Introduced: Seven bills were introduced, as follows: S. 2569–2575.

Page 16053

Measures Reported: Reports were made as follows:

S. 2415, to provide that surplus dairy products should be provided to carry out the temporary Emergency Food Assistance Program before certain dairy export programs, to extend such dairy export programs and such food assistance programs, and for other purposes.

S. 1979, to establish the Grays Harbor National Wildlife Refuge, with amendments. (S. Rept. No. 100–403)

Page 16053

Measures Passed:

National Literacy Day: Committee on the Judiciary was discharged from further consideration of S.J. Res. 304, designating July 2, 1988, as "National Literacy Day", and the resolution was then passed.

Page 16067

Treasury-Postal Service Appropriations, 1989: By 81 yeas to 4 nays (Vote No. 207), Senate passed H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain independent agencies, for the fiscal year ending September 30, 1989, after taking action on additional amendments proposed thereto, as follows:

Page 16008

Rejected:

McClure Amendment No. 2433, to provide that, in considering the extension of Most Favored Nation trading status to any country signatory to the Final Act on Security and Cooperation in Europe (the Helsinki Final Act), the President shall consider the extent to which that country is in compliance with such Final Act, particularly the human rights and humanitarian provisions. (By 57 yeas to 24 nays (Vote No. 206), Senate sustained the ruling of the Chair that the amendment is not in order, as being legislation on an appropriations bill.)

Page 16008

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Stennis, DeConcini, Proxmire, Mikulski, Hatfield, Domenici, and D'Amato.

Page 16017

Plant Closing Notification: Senate resumed consideration of S. 2527, to require advance notification of plant closings and mass layoffs, taking action on amendments proposed thereto, as follows:

Pages 16017, 16019, 16037

Adopted:

(1) Hatch modified Amendment No. 2434, to provide that a Federal court shall not have authority to enjoin a plant closing or mass layoff.

Page 16033

(2) Bumpers Amendment No. 2436, to provide that 2 years after enactment of the act the Comptroller General shall submit a report on employment and international competitiveness.

Page 16043

Rejected:

(1) Kassebaum Amendment No. 2429, in the nature of a substitute, to provide for worker adjustment and retraining notification. (By 64 yeas to 32 nays (Vote No. 208), Senate tabled the amendment.)

Page 16019

(2) Hatch Amendment No. 2435, to provide that nothing in the act shall require an employer to serve written notice pursuant to section 3(a) of the act when permanently replacing a person who is deemed to be an economic striker under the National Labor Relations Act. (By 53 yeas to 37 nays (Vote No. 209), Senate tabled the amendment.)

Page 16033

(3) Gramm Amendment No. 2437, to exempt certain banks and savings and loan associations from the definition of "employer." (By 63 yeas to 29 nays (Vote No. 210), Senate tabled the amendment.

Page 16044

Pending:

Quayle Amendment No. 2438, to require no advanced notification if the plant closing or mass layoff is due, directly or indirectly, to a strike.

Page 16049

A motion was entered to close further debate on the bill, and in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Wednesday, June 29.

Page 16049

Work Incentive Demonstration Program: Senate began consideration of H.R. 4731, to extend the authority for the Work Incentive Demonstration Program.

Page 16068

A vote will occur on passage of the bill at 9:45 a.m., Tuesday, June 28.

Nominations confirmed: Senate confirmed the following nominations:

By unanimous vote of 71 yeas (Vote No. 205), Henry F. Cooper, of Virginia, for the rank of Ambassador during his tenure of service as United States Negotiator for Defense and Space Arms.

Pages 16007, 16069

Messages From the House: **Page 16050**

Measures Ordered Placed on Calendar: **Page 16050**

Petitions and Memorials: **Page 16051**

Communications: **Page 16050**

Statements on Introduced Bills: **Page 16053**

Amendments Submitted: **Page 16063**

Additional Cosponsors: **Page 16061**

Authority for Committees: **Page 16063**

Notices of Hearings: **Page 16063**

Additional Statements: **Page 16064**

Record Votes: Six record votes were taken today. (Total—210)

Pages 16008, 16016, 16017, 16031, 16035, 16048

Adjournment: Senate convened at 9:15 a.m., and adjourned at 7:35 p.m., until 9:20 a.m., on Tuesday, June 28, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 16068.)

Committee Meetings

AUTHORIZATIONS—STATE MINING AND MINERAL RESOURCES RESEARCH

Committee on Energy and Natural Resources: Subcommittee on Mineral Resources Development and Production concluded hearings on S. 2240, authorizing funds for programs of the State Mining and Mineral Resources Research Institutes, after receiving testimony from John D. Morgan, Chief Staff Officer, Bureau of Mines, Department of the Interior; and Richard A. Bajura, West Virginia University, Morgantown, on behalf of the National Association of Mineral Institute Directors.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered the following business items favorably reported:

The nominations of S. Jay Plager, of Indiana, to be Administrator of the Office of Information and Regulatory Affairs, Dennis W. Devaney, of Maryland, to be General Counsel of the Federal Labor Relations Authority, Susan E. Alvarado, of Virginia, to be a Governor of the U.S. Postal Service, Tirso del Junco, of California, to be a Governor of the U.S. Postal Service, Hugh Hewitt, of Michigan, to be Deputy Director of the Office of Personnel Management, Richard H. Headlee, of Michigan, to be a Member of the Federal Retirement Thrift Investment Board, and Roger W. Mehle, of New York, to be a Member of the Federal Retirement Thrift Investment Board;

H.R. 4318, to improve the administration of the personnel systems of the General Accounting Office;

S. 1504, to facilitate regulatory negotiation and other procedures to enhance the quality of regulations and foster communication between agencies and those affected by regulations, with an amendment in the nature of a substitute;

S. 1647, to revise provisions of Federal law relating to the official expenses of former Presidents and the protection of former Presidents and former Vice Presidents;

S. 2350, to revise Federal law provisions with respect to Senate subpoena power and immunity of witness orders in congressional proceedings; and

An original bill authorizing funds for fiscal years 1989 and 1990 for programs to assist the homeless.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 4916–4919; and 2 resolutions, H.J. Res. 600 and H. Res. 484 were introduced.

Page 15994

Bills Reported: Reports were filed as follows:

H.R. 2772, to authorize the Lyman-Jones, West River, and Oglala Sioux Rural Water Development Projects, amended (H. Rept. 100–733); and

H.R. 3893, to amend the provisions of the Toxic Substances Control Act relating to asbestos in the Nation's schools by providing adequate time for local educational agencies to submit asbestos management plans to State Governors and to begin implementation of those plans, amended (H. Rept. 100–734).

Page 15994

School Asbestos Management Plans: House voted to suspend the rules and pass H.R. 3893, amended, to amend the provisions of the Toxic Substances Control Act relating to asbestos in the Nation's schools by providing adequate time for local educational agencies to submit asbestos management plans to State Governors and to begin implementation of those plans. The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make such other technical and conforming changes as might be necessary in the engrossment of the bill.

Page 15981

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Tuesday, June 18:

Federal employees liability reform: H.R. 4612, amended, to amend title 28, United States Code, to provide for an exclusive remedy against the United States for suits based upon certain negligent or wrongful acts or omissions of United States employees committed within the scope of their employment;

Page 15962

Migrant and community health centers: H.R. 4503, amended, to amend the Public Health Service Act to revise and extend the programs establishing migrant health centers and community health centers;

Page 15964

International energy emergency authorities: H.R. 4604, amended, to extend the expiration date of title II of the Energy Policy and Conservation Act;

Page 15967

Federal energy management: H.R. 4065, amended, to amend the National Energy Conservation Policy Act with respect to the energy policy of the United States;

Page 15968

Telemarketing fraud prevention: H.R. 4101, amended, to amend the Federal Trade Commission Act to strengthen the authority of the Federal Trade Commission respecting fraud committed in connection with sales made with a telephone, The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make such other technical and conforming changes as might be necessary in the engrossment of the bill;

Page 15970

Commercial fishing vessel safety: H.R. 1841, amended, to establish guidelines for timely compensation for temporary injury incurred by seamen on fishing industry vessels and to require additional safety regulations for fishing industry vessels; and

Page 15974

South Dakota rural water projects: H.R. 2772, amended, to authorize the Lyman-Jones, West River, and Oglala Sioux Rural Water Development Projects.

Page 15986

Referrals: Seven Senate-passed measures were referred to the appropriate House committees.

Page 15993

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:41 p.m.

Committee Meetings

LEAD IN HOUSEWARES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the dangerous levels of lead in housewares. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Frank E. Young, Commissioner, FDA; and Kathryn R. Mahaffey, Office of the Director, National Institute of Environmental Health Sciences; and public witnesses.

U.S. POLICY TOWARD THE SOVIET UNION

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on the United States Policy Toward the Soviet Union. Testimony was heard from Charles Z. Wick, Director, USIA.

SSI

Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on "Supplemental Security Income (SSI): Repairing the Safety Net". Testimony was heard from Delegate Blaz; Michael C. Carozza, Deputy Commissioner, Policy and External Affairs, SSA, Department of Health and Human Services; and public witnesses.

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Tuesday, June 28, 1988

Chamber Action

Routine Proceedings, pages 16081–16185

Measures Introduced: Eleven bills and three resolutions were introduced, as follows: S. 2576–2586, S.J. Res. 344, and S. Con. Res. 127–128.

Page 16138

Measures Reported: Reports were made as follows:

H.R. 4229, to amend title 10, United States Code, to codify in that title certain defense-related permanent free-standing provisions of law.

S. 2366, to authorize appropriations for fiscal year 1989 for the intelligence activities of the United States Government, the intelligence community staff, for the Central Intelligence Agency Retirement and Disability System, and for other purposes. (S. Rept. No. 100–404)

S. 2024, to amend the Asbestos Hazard Emergency Response Act of 1986, Public Law 99–519, to extend certain deadlines, with an amendment in the nature of a substitute. (S. Rept. No. 100–405)

Page 16137

Measures Passed:

Work Incentive Demonstration Program: By unanimous vote of 97 yeas (Votes No. 211), Senate passed H.R. 4731, to extend the authority for the Work Incentive Demonstration Program.

Page 16097

Office of Government Ethics Reauthorization Act: Senate passed S. 2344, to provide for the reauthorization of funds for the Office of Government Ethics, after agreeing to committee amendments and additional amendments proposed thereto, as follows:

Page 16177

(1) Byrd (for Levin and Cohen) Amendment No. 2488, to provide for removal and suspension appeal rights of agency ethics officials, to include agency ethics offficals in certain administrative functions.

Page 16180

(2) Dole (for Stevens) Amendment No. 2489, to provide that the President may remove the Director of the Office of Government Ethics from office.

Page 16181

His Majesty King Bhumibol Adulyadej of Thailand: Senate agreed to S. Con. Res. 128, congratulating his Majesty King Bhumibol Adulyadej for becoming the longest reigning monarch in the history of the Kingdom of Thailand.

Page 16183

Plant Closing Notification: Senate continued consideration of S. 2527, to require advance notification of plant closings and mass layoffs, taking action on further amendments proposed thereto, as follows:

Page 16097

Adopted:

(1) By unanimous vote of 91 yeas (Vote No. 212), Hatch Amendment No. 2439, to provide that nothing in the Act shall require an employer to serve written notice pursuant to section 2(a) when permanently replacing a person who is deemed to be an economic striker under the National Labor Relations Act, provided that nothing in the Act shall be deemed to validate or invalidate any judicial or administrative ruling to the hiring of permanent replacements for economic strikers under the National Labor Relations Act.

Page 16099

(2) By unanimous vote of 97 yeas (Vote No. 216), Hatch modified Amendment No. 2441, to provide that, in the case of a sale of part or all of an employer's business, the seller shall be responsible for providing notice for any plant closing or mass layoff in accordance with section (3) of the Act, up to and including the effective date of the sale, and after the effective date of the sale of part or all of the employer's business, the purchaser shall be responsible for providing notice for any plant closing or mass layoff in accordance with section (3) of the Act.

Pages 16104, 16116

(3) By unanimous vote of 95 yeas (Vote No. 215), Hatch modified Amendment No. 2469, to provide that the mailing of notice to an employee's last known address or inclusion of notice in the employee's paycheck will be considered acceptable methods for fulfillment of the employer's obligation to give notice to each affected employee under the Act.

Page 16115

(4) By unanimous vote of 97 yeas (Vote No. 217), Hatch Amendment No. 2484, of a technical and clarifying nature.

Page 16120

(5) By unanimous vote of 95 yeas (Vote No. 218), Dole modified Amendment No. 2485, to provide that no notice under the Act shall be required if the

plant closing or mass layoff is due to any form of natural disaster, such as a flood, earthquake, or the drought currently ravaging the farmlands of the United States.

Page 16122

Rejected:

(1) Quayle Amendment No. 2438, to require no advanced notification if the plant closing or mass layoff is due, directly or indirectly, to a strike. (By 61 yeas to 37 nays (Vote No. 213), Senate tabled the amendment.)

Page 16101

(2) Domenici modified Amendment No. 2475, in the nature of a substitute, to provide for worker adjustment and retraining notification. (By 62 yeas to 34 nays (Vote No. 214), Senate tabled the amendment.)

Page 16107

(3) Gramm Amendment No. 2486, to suspend the requirement for advance notice in the event of disruption of plant operations due to employee action. (By 59 yeas to 34 nays (Vote No. 219), Senate tabled the amendment.)

Page 16125

Withdrawn:

(1) Hatch Amendment No. 2481, of a technical nature, relating to notice to employees, State dislocated worker units, and local governments.

Page 16118

(2) Hatch Amendment No. 2482, of a technical nature, relating to reduction of notification period.

Page 16118

(3) Hatch Amendment No. 2483, of a technical nature, relating to allowance of reasonable attorneys fees.

Page 16119

Pending:

Wilson Amendment No. 2487, to take into account inability to operate due to shortages of supplies created by government programs or other reasons.

Page 16133

Three motions were entered to close further debate on the bill.

Page 16120

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, June 29, with a cloture vote to occur thereon.

Federal Employee Retirement System Act: Senate concurred in the amendments of the House S. 2188, to amend section 307 of the Federal Employees' Retirement System Act of 1986, to include the costs of the thrift savings plan and social security in comparisons between the costs of performing commercial activities with contract personnel and with Federal personnel.

Page 16183

Veterans' Administration Adjudication Procedure and Judicial Review Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 11, to amend title 38, United States Code, to establish certain procedures for the adjudication of claims for benefits under laws administered by the Veterans' Administration, to apply the provisons of section 553 of title 5, United States Code, to rulemaking procedures of the Veterans' Administration, to provide for judicial review of certain final decisions of the Administrator of Veterans' Affairs, and to provide for the payment of reasonable fees to attorneys for rendering legal representation to individuals claiming benefits under laws administered by the Veterans' Administration.

Page 16176

Veterans' Administration as Executive Department—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 533, to establish the Veterans' Administration as an executive department, to establish the National Commission on Executive Organization and Management.

Page 16176

Minority Business Development Program Reform Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1993, to amend the Small Business Act, to improve the growth and development of small business concerns owned and controlled by socially and economically disadvantaged individuals, especially through participation in the Federal procurement process.

Page 16183

Nominations Received: Senate received the following nominations:

Received on Monday, June 27:

Robert L. Pugh, of Virginia, to be Ambassador to the Republic of Chad.

John M. Duhe, Jr., of Louisiana, to be United States Circuit Judge for the Fifth Circuit.

Jacques L. Wiener, Jr., of Louisiana, to be United States Circuit Judge for the Fifth Circuit.

Page 16069

Messages From the House: **Page 16134**

Measures Referred: **Page 16135**

Measures Ordered Placed on Calendar: **Page 16135**

Petitions and Memorials: **Page 16135**

Communications: **Page 16135**

Statements on Introduced Bills: **Page 16138**

Amendments Submitted: Page 16155

Additional Cosponsors: Page 16153

Authority for Committees: Page 16167

Notices of Hearings: Page 16167

Additional Statements: Page 16168

Record Votes: Nine record votes were taken today. (Total—219)

Pages 16097, 16100, 16104, 16114, 16116, 16120, 16123, 16127

Adjournment: Senate convened at 9:20 a.m., and adjourned at 7:59 p.m., until 9:30 a.m., on Wednesday, June 29, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 16184.)

Committee Meetings

D.C. PRISONS

Committee on Appropriations: Subcommittee on the District of Columbia held hearings on the District of Columbia Prison system, receiving testimony from Hallem H. Williams, Jr., Director, Department of Corrections, and Gwynn Washington, Assistant Director, Educational, Industrial and Agricultural Services, both of the District of Columbia Government.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on Armed Services: Committee ordered the following business items favorably reported:

S. 2366, to authorize funds for fiscal year 1989 for the intelligence community;

H.R. 4229, to codify in title 10 of the U.S. Code, certain defense-related permanent free-standing provisions of law; and

The nominations of David S.C. Chu, of the District of Columbia, to be an Assistant Secretary of Defense, Charles S. Whitehouse of Virginia, to be an Assistant Secretary of Defense, and 2,074 military nominations in the Army, Navy, Marine Corps, and Air Force.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered the following measures favorably reported:

S. 1600, to establish the Federal Aviation Administration as an independent Federal agency to succeed the Federal Aviation Administration of the Department of Transportation, with an amendment in the nature of a substitute;

S. 2114, authorizing funds for public telecommunications facilities, with an amendment in the nature of a substitute. (As approved by the committee, the bill authorizes $304 million for fiscal year 1991, $354 million for fiscal year 1992, and $404 million for fiscal year 1993 for the Corporation for Public Broadcasting; authorizes $36 million for fiscal year 1989, $39 million for fiscal year 1990, and $42 million for fiscal year 1991 for planning and constructing public telecommunications facilities; and authorizes $200 million for establishing the Public Broadcasting Satellite Interconnection Fund.);

An original bill authorizing $158,039,000 for fiscal year 1989 for the National Bureau of Standards;

S. 2221, to expand national telecommunications systems for the benefit of the hearing-impaired, with an amendment in the nature of a substitute;

H.R. 4419, authorizing $17,039,000 for fiscal year 1989, $17,737,000 for fiscal year 1990, and $18,464,000 for fiscal year 1991 for activities under the Federal Fire Prevention and Control Act, with an amendment;

S. 2493, to authorize a certificate of documentation for the vessel *Compass Rose III*;

S. 2570, authorizing $25 million for each of fiscal years 1989, 1990, and 1991, to assist States in preserving efficient rail transportation systems; and

The nominations of Karen B. Phillips, of Virginia, to be a Member of the Interstate Commerce Commission, Charles E. Cobb, Jr., of Florida, to be Under Secretary of Commerce for Travel and Tourism, Wendy M. DeMocker, of Virginia, to be Assistant Secretary of Transportation for Public Affairs, and a list of National Oceanic and Atmospheric Administration nominations received by the Senate on Monday, June 20, 1988.

WASHINGTON WILDERNESS AREAS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 2165, to designate wilderness areas within Olympic National Park, Mount Rainier National Park, and North Cascades National Park Complex, in the State of Washington, after receiving testimony from Senator Adams; Representative Chandler; Denis P. Galvin, Deputy Director, Robert Chandler, Superintendent, Olympic National Park, and John Reynolds, Superintendent, North Cascades National Park, all of the National Park Service, Department of the Interior; James C. Overbay, Deputy Chief, Forest Service, Department of Agriculture; Robert Aegerter, Mount Rainier National Park Associates, Richard Rutz, Olympic Park Association, Patrick Goldsworthy, North Cascades Conservation Council, Jean Durning, The Wilderness Society, (Northwest Region), Charles Raines, Sierra Club, and J. Anthony Hoare, Friends of Lake Crescent, all of Seattle, Washington; Kay Lloyd, Public Land Users' Society, Kirkland, Washington; and Thomas F. Leonard, Crystal Mountain Incorporated, Crystal Mountain, Washington.

UMATILLA/YAKIMA RIVER BASIN

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on the following bills:

S. 1613, to authorize the Secretary of the Interior to construct, operate and maintain the Umatilla Basin Project in the State of Oregon, after receiving testimony from Representative Robert F. Smith; Jack Robertson, Deputy Administrator, Bonneville Power Administration, Department of Energy; Elwood Patawa and Antone Minthorn, both of the Confederated Tribes of the Umatilla Indian Reservation, Mission, Oregon; and Hadley Akins, Umatilla Basin Project Steering Committee, and Bob O'Rourke, representing the Stanfield, Westland, West Extention, and Hermiston Irrigation Districts, both of Pendleton, Oregon; and

S. 2322, to authorize certain elements of the Yakima River Basin Water Enhancement Project to resolve the water shortages in the Yakima Basin, after receiving testimony from Senator Adams; Representative Sid Morrison; Melvin Sampson and Bob Olney, both of the Yakima Indian Nation, Toppenish, Washington; Mayor Pat Berndt, and Fred Struder, both of Yakima, Washington; Stuart Trefry and Charles B. Roe, Jr., both of the Washington State Department of Ecology, Olympia; Urban B. Eberhart, Kittitas Reclamation District, Ellensburg, Washington; Burton Eller, National Cattlemens Association, David Conrad, Friends of the Earth, and Brock Evans, National Audubon Society, all of Washington, DC; Jeff Dunning, Ellensburg Water Company, Kittitas County, Washington; and Loren Strain, Citizens for Responsible Water Projects, and Richard Rutz, Mountaineers, both of Seattle, Washington.

Testimony was also received on both the aforementioned bills from C. Dale Duvall, Commissioner, Bureau of Reclamation, Department of the Interior.

LOWER MISSISSIPPI DELTA DEVELOPMENT

Committee on Environment and Public Works: Committee concluded joint hearings with the Committee on Small Business on S. 2246, to establish the Lower Mississippi Delta Development Commission to provide an assessment of the economic development needs of the area for the next ten years, after receiving testimony from Senator Cochran; Representatives Anthony and Espy; Arkansas Gov. William Clinton, and Joycelyn Elders, Arkansas Department of Health, both of Little Rock; Mississippi Gov. Ray Mabus, Jackson; Bob Brannon, Memphis Area Chamber of Commerce, Memphis, Tennessee; Charles W. Dean, Industrial and Community Development, Stoneville, Mississippi; Mayor David Norris, West Monroe, Louisiana; Mary Doggett, Sikeston Development Council, Sikeston, Missouri; Rhonda Vinson, Southern Illinois University, Carbondale; Bob Williamson, North Central Planning and Development District, Winona, Mississippi; David Mohre, Cajun Electric, Baton Rouge, Louisiana; Rodney Slater, Arkansas State University, State University; Kent Wyatt, Delta State University, Cleveland, Mississippi; and Levon Helm, New York, New York.

NOMINATIONS/TREATIES

Committee on Foreign Relations: Committee concluded hearings on the nominations of Harry E. Bergold, of Florida, to be Ambassador to the Kingdom of Morocco, Edward P. Djerejian, of Maryland, to be Ambassador to the Syrian Arab Republic, John T. McCarthy, of New York, to be Ambassador to the Republic of Lebanon, Christopher W.S. Ross, of California, to be Ambassador to the Democractic and Popular Republic of Algeria, William H. Fite, of Pennsylvania, to be Assistant Director for Strategic Programs, U.S. Arms Control and Disarmament Agency, C. Paul Robinson of New Jersey, for the rank of Ambassador while serving as the U.S. Negotiator for the Nuclear Testing Talks, and Michael H. Newlin, of Maryland, to be U.S. Representative to the Vienna Office of the United Nations and Deputy U.S. Representative to the International Atomic Energy Agency, with the rank of Ambassador, after the nominees testified and answered questions in their own behalf. Mr. Fite was introduced by Representatives Fascell and Broomfield; and Mr. Robinson was introduced by Senators Domenici and Bingaman.

Also, the committee concluded hearings on The Convention of Early Notification of a Nuclear Accident with Declaration, adopted in Vienna at a special session of the General Conference of the International Atomic Energy Agency on September 26, 1986, and signed by the United States on that date (Treaty Doc. 100–4(A)), The Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency, with Declarations, adopted in Vienna at a special session of the General Conference of the International Atomic Energy Agency on September 26, 1986, and signed by the United States on that date (Treaty Doc. 100–4(B)), and An Amendment to Paragraph A.1 of Article VI of the Statute of the International Atomic Energy Agency, as amended, relating to the composition of the Board of Governors which was approved by the agency's general conference on September 27, 1987 (Treaty Doc. 99–7), after receiving testimony from Frederick M. Bernthal, Assistant Secretary for Oceans and International Environmental and Scientific Affairs, and Ronald J. Bettauer, Assistant Legal

Advisor for International Claims and Investment Disputes, both of the Department of State.

U.S. EFFORTS TO COMMERCIALIZE SUPERCONDUCTIVITY

Committee on Governmental Affairs: Committee held hearings to examine a new Office of Technology Assessment report on commercializing high temperature superconductivity technologies, receiving testimony from Representative McCurdy; John H. Gibbons, Director, John A. Alic, Project Director, and W. Wendall Fletcher, Deputy Project Director, all of the Office of Technology Assessment; William Graham, Jr., Science Advisor to the President; Bruce Merrifield, Assistant Secretary of Commerce for Productivity, Technology, and Innovation; Richard K. Quisenberry, DuPont Corporation, Wilmington, Delaware; John M. Rowell, Bellcore Corporation, Red Bank, New Jersey; and M.R. Beasley, Stanford University, Palo Alto, California.

Hearings were recessed subject to call.

CHILD CARE SERVICES

Committee on Labor and Human Resources: Subcommittee on Children, Family, Drugs, and Alcoholism concluded hearings on S. 1885, to establish a Federal program for assisting States in providing licenses and regulated child care services, after receiving testimony from Representative Downey; New Jersey Gov. Thomas Kean, Trenton; Arkansas Gov. William Clinton, Little Rock; Philip W. Johnston, Massachusetts Office of Human Services, Boston; Debra Phillips, University of Virginia, Charlottesville; Roger Hall, Corporate Realty International, Belair, Texas; Sandy Gellert, National Association for Family Day Care, Clifton Heights, Pennsylvania; Elliot Ginsberg, Connecticut Department of Human Services, Hartford; Robert Rector, Heritage Foundation, and William R. Mattox, Family Research Council, both of Washington, DC; Carolyn Henriques, New York, New York; Myra Hogan, Greenfield, Massachusetts; and Michelene Michelle, Lansing, Michigan.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 4920–4937; 1 private bill, H.R. 4938; and 3 resolutions, H.J. Res. 601, H. Con. Res. 325, and H. Res. 485 were introduced.

Page 16273

Bills Reported: Reports were filed as follows:

H.R. 4481, to provide for the closing and realigning of certain military installations during a certain period, amended (H. Rept. 100–735);

Report entitled "New Economic Realities: The Rise of Women Entrepeneurs" (H. Rept. 100–736);

H. Res. 485, waiving certain points of order against consideration of H.R. 4867, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1989 (H. Rept. 100–737);

H.R. 4200, to authorize appropriations for fiscal year 1989 for certain maritime programs of the Department of Transportation and the Federal Maritime Commission, amended (H. Rept. 100–738); and

H.R. 4208, to authorize appropriations to carry out title III of the Marine Protection, Research, and Sanctuaries Act of 1972 during fiscal years 1989, 1990, 1991, and 1992, amended (H. Rept. 100–739).

Page 16273

SLS Program: House cleared for the President H.R. 4639, to amend the Higher Education Act of 1965 to prevent abuses in the Supplemental Loans for Students program under Part B of title IV of the Higher Education Act of 1965; by agreeing to the Senate amendment thereto.

Page 16186

D.C. Appropriations: By a recorded vote of 283 ayes to 125 noes, Roll No. 205, the House passed H.R. 4776, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989.

Page 16187

Agreed to:

The Walker amendment that prohibits expenditure of funds in any workplace that is not free of illegal use or possession of drugs;

Page 16200

The Parris amendment that prohibits use of funds to enforce a residency requirement for its employees (by a recorded vote of 246 ayes to 163 noes, Roll No. 202);

Page 16200

The Dornan of California amendment that strikes language providing funds for abortions where the mother's life is endangered, for victims of rape and incest, for contraceptive devices and for termination of ectopic pregnanices (by a recorded vote of 222 ayes to 186 noes, Roll No. 203). Earlier, a point of order was sustained against a similar Dornan of California amendment;

Page 16213

Rejected the Weldon amendment that sought to prohibit use of funds to convert District of Columbia Fire Department 5-man, 2-piece companies to 4-men, 1-piece companies and prohibit the use of funds to reduce ambulance units in service to less than 2 per specified time (by a recorded vote of 124 ayes to 283 noes, with 1 voting "present", Roll No. 204).

Page 16221

A point of order was sustained against the Coughlin amendment to the Parris amendment that sought to permit the implementation of a system of preferences for the employment of District of Columbia residents.

Page 16203

Committee on Inaugural Ceremonies: House agreed to S. Con. Res. 105, to provide for a Joint Congressional Committee on Inaugural Ceremonies—clearing the measure.

Page 16224

Committees To Sit: The Committee on the Judiciary, its Subcommittee on Immigration, Refugees, and International Law, and the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, June 29.

Pages 16225, 16229

Alternative Motor Fuels Policy: House passed S. 1518, to amend the Motor Vehicle Information and Cost Savings Act to provide for the appropriate treatment of methanol and ethanol.

Page 16225

Agreed to the Bruce amendment in the nature of a substitute (text of H.R. 3399, as passed by the House).

Page 16226

House then insisted on its amendment to S. 1518, and asked a conference. Appointed as conferees: Representatives Dingell, Sharp, Bruce, Lent, and Moorhead.

Page 16229

Subcommittee To Sit: Subcommittee on Administrative Law of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, July 6.

Page 16235

Transportation Appropriations: House completed all general debate and began reading for amendment on H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Wednesday, June 29.

Pages 16235, 16244

By a division vote of 50 ayes to 40 noes, the House voted to resolve itself into the Committee of the Whole.

Page 16236

Agreed to:

The Shumway amendment that transfers not less than $4.8 million to the Coast Guard for operating expenses for certain Coast Guard search and rescue stations and prohibits funds from being utilized for the closing of, or reduction in forces of, any Coast Guard facility;

Page 16256

The Jenkins amendment that provides $450,000 for certain access highway projects;

Page 16226

The Watkins amendment that provides $450,000 for 80 percent of expenses for a certain Oklahoma highway widening project, subject to the enactment of law authorizing such project; and

Page 16266

The Walker amendment that prohibits use of funds in any workplace that is not free of illegal use or possession of controlled substances and that an applicant for funding under the bill shall be ineligible for such funds if the applicant fails to include in the application a statement assuring that it has and will continue to administer a drug-free workplace.

Page 16270

Points of order were sustained against the following amendments:

The Gingrich amendment that sought to increase operating funds of the Coast Guard by transferring $60 million in unobligated funds from various Department of Transportation agencies; and

Page 16254

The Shaw amendment that sought to prohibit funds in the bill from being used for certain park and ride facilities not subject to project agreements consistent with existing law.

Page 16267

Points of order were sustained against the following provisions of the bill:

Language barring funding for the Massachusetts Port Authority until the United States District Court for the District of Massachusetts and the Department of Transportation determine that the landing fee structure adopted by the Port Authority does not violate the Federal Aviation Act and Airport and Airway Improvement Act provisions:

Page 16261

Language providing $450,000 for certain access highway projects to public recreation areas on certain lakes;

Page 16262

Language providing $450,000 for 80 percent of expenses to carry out a certain Oklahoma highway widening demonstration project;

Page 16263

Language providing $2,610,000 for 80 percent of expenses to carry out an expressway safety improvement demonstration project; and

Page 16263

Language providing $675,000 for a certain Department of Transportation feasibility study in Alabama.

Page 16263

H. Res. 482, the rule which waived certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 266 yeas to 143 nays, Roll No. 206.

Page 16229

Suspensions: House voted to suspend the rules and pass the following bills debated on Monday, June 27:

Federal employees liability reform: H.R. 4612, amended, to amend title 28, United States Code, to provide for an exclusive remedy against the United States for suits based upon certain negligent or wrongful acts or omissions of United States employees committed within the scope of their employment;

Page 16243

Migrant and community health centers: H.R. 4503, amended, to amend the Public Health Service Act to revise and extend the programs establishing migrant health centers and community health centers;

Page 16243

International energy emergency authorities: H.R. 4604, amended, to extend the expiration date of title II of the Energy Policy and Conservation Act;

Page 16243

Federal energy management: H.R. 4065, amended, to amend the National Energy Conservation Policy Act with respect to the energy policy of the United States;

Page 16243

Telemarketing fraud prevention: H.R. 4101, amended, to amend the Federal Trade Commission Act to strengthen the authority of the Federal Trade Commission respecting fraud committed in connection with sales made with a telephone;

Page 16243

Commercial fishing vessel safety: H.R. 1841, amended, to establish guidelines for timely compensation for temporary injury incurred by seamen on fishing industry vessels and to require additional safety regulations for fishing industry vessels. Agreed to amend the title; and

Page 16243

South Dakota rural water projects: H.R. 2772, amended, to authorize the Lyman-Jones, West River, and Oglala Sioux Rural Water Development Projects.

Page 16243

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 16272

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of the House today and appear on pages 16212, 16221, 16223, 16224, 16234. There were no quorum calls.

Adjournment: Met at noon and adjourned at 9:03 p.m.

Committee Meetings

U.S. SUGAR PROGRAM

Committee on Agriculture: Subcommittee on Cotton, Rice and Sugar continued hearings on issues related to the import of sugar-containing products and their impact on U.S. sugar programs. Testimony was heard from public witnesses.

SELLING U.S. AGRICULTURE WORLDWIDE

Committee on Agriculture: Subcommittee on wheat, Soybeans and Feed Grains held a hearing on Selling U.S. Agriculture Worldwide: Exchanging Export Market Strategies. Testimony was heard from public witnesses.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Adm. Robert L.J. Long, USN (Ret.), former Commander in Chief, Pacific Command; Gen. Donn A. Starry, USA (Ret.), former Commander in Chief, Readiness Command and former Commander, U.S. Army Training and Doctrine Command; and Gen. William R. Richardson, USA (Ret.), former Commander, U.S. Army Training and Doctrine Command.

Hearings continue July 12.

LOWER MISSISSIPPI DELTA DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 4373, Lower Mississippi Delta Development Act. Testimony was heard from Representatives Espy and Whitten; Michael R. Wenger, States' Washington Representative, Appalachian Regional Commission; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Select Education held an oversight hearing on the Congressional Awards program. Testimony was heard from Senator Wallop; Dennis J. Duguette, Associate Director, GAO; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported, as amended, H.R. 4907, to amend the Public Health Service Act to revise and extend the authority of the Administrator of the Alcohol, Drug Abuse, and Mental Health Administration, including revising and extending the program of block grants for the provision of services with respect to mental health and substance abuse.

The Committee also began markup of the following bills: H.R. 4915, to amend the Public Health Service Act to revise and extend the program of grants for the prevention and control of sexually transmitted diseases; and H.R. 4843, Abandoned Infants Assistance Act of 1988.

Will continue tomorrow.

SOLID WASTE DISPOSAL ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials approved for full Committee action H.R. 3784, to amend the Solid Waste Disposal Act to clarify the regulation of certain Department of Energy waste under subtitle C of that act.

U.S. ARMS CONTROL POLICY: NUCLEAR TESTING

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science held a hearing on U.S. Arms Control Policy: Nuclear Testing. Testimony was heard from Maj. Gen. William F. Burns, Director, U.S. Arms Control and Disarmament Agency; C. Paul Robinson, Chief Negotiator for the Nuclear Testing Talks; Robert B. Barker, Assistant to the Secretary (Atomic Energy), Department of Defense; and from the following officials of the Office of Technology Assessment: Peter Sharfman, Program Manager, International Security and Commerce; and Gregory van der Vink, Project Director, Seismic Verification Project.

STATUS OF DEMOCRATIC TRANSITIONS IN CENTRAL AMERICA

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs continued hearings on the Status Of Democratic Transitions In Central America (Part II). Testimony was heard from public witnesses.

DRUG-FREE WORKPLACE; DRAFT REPORT

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action, as amended, H.R. 4719, Drug-Free Workplace Act of 1988.

The Subcommittee also approved the following draft report: "The State Department's Travel Advance and Domestic Cashiering Operations: Long-standing Management Deficiencies Must Be Corrected".

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held a hearing on the following bills: H.R. 4489, Uranium Revitalization Tailings Reclamation and Enrichment Act of 1988; and H.R. 4591, Uranium Mill Tailings Remedial Action Amendments Act of 1988. Testimony was heard from Robert A. Reinstein, Director, Energy and Natural Resources Trade Policy, Office of the U.S. Trade Representative; Theodore J. Garrish, Assistant Secretary, Nuclear Energy, Department of Energy; Keith O. Fultz, Senior Associate Director, Resources, Community, and Economic Development, GAO; and public witnesses.

ADDITIONAL BANKRUPTCY JUDGES; ANTI-DRUG ABUSE AMENDMENTS

Committee on the Judiciary: Ordered reported, as amended, H.R. 4064, to amend title 28 of the United States Code to authorize appointment of additional bankruptcy judges.

The Committee also began markup of H.R. 4916, Anti-Drug Abuse Amendments of 1988.

Will continue tomorrow.

ADDITIONAL BANKRUPTCY JUDGES

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law approved for full Committee action, as amended, H.R. 4064, to amend title 28 of the United States Code to authorize appointment of additional bankruptcy judges.

SHIPPING

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on Chapter 313 of H.R. 3105, to revise, consolidate, and enact certain laws related to maritime commercial instruments and liens and public vessels and goods as chapters 313 and 315 of title 46, United States Code, "Shipping." Testimony was heard from the following officials of the Department of Transportation: John A. Gaughan, Administrator, Maritime Administration; and Capt. Peter C. Lauridsen, USCG, Deputy Chief, Office of Marine Safety, Security and Environmental Protection, Headquarters, U.S. Coast Guard; and public witnesses.

THE SQUARE DANCE AS THE AMERICAN FOLK DANCE

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 2067, to designate the square dance as the American folk dance of the United States. Testimony was heard from public witnesses.

FAA'S AVIATION SAFETY VIOLATION ENFORCEMENT PROGRAM

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on FAA's aviation safety violation enforcement program. Testimony was heard from the following officials of the Department of Transportation: John Melchner, Inspector General, Office of the Secretary; and T. Allan McArtor, Administrator, FAA.

INTERIOR APPROPRIATIONS

Committee on Rules: Granted H.R. 4867, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1989, a rule waiving clause 2 of Rule XXI against specified provisions of the bill. The rule provides that where points of order are waived against only a portion of a paragraph, a point of order against any other provision in the paragraph may be made only against such provision and not against the entire paragraph. The rule makes in order the amendments printed in the report accompanying this resolution, if offered by Representative Jones of North Carolina or his designee. The amendments may be offered en bloc, and are debatable for one hour. The amendments are not subject to amendment. The amendments en bloc are not subject to a division of the question in the House or in the Committee of the Whole. The rule makes in order the amendment printed in the report accompanying this resolution if offered by Representative Yates or his designee. Waives clause 7, Rule XVI and clause 2, Rule XXI against the Yates amendment. Provides one hour of debate. The Yates amendment is not subject to amendment. The rule makes in order the amendment printed in the report accompanying this resolution if offered by Representative Quillen or his designee. Waives clause 2, Rule XXI against the Quillen amendment. Provides one hour of debate. The Quillen amendment is not subject to amendment. The rules makes in order an amendment printed in the report accompanying this resolution by Representative Walker. Waives clause 2(c), Rule XXI against the Walker amendment if the motion to rise and report under clause 2(d), Rule XXI is rejected or not offered. Testimony was heard from Representatives Yates and Brooks.

WOMEN, MINORITIES, AND THE DISABLED IN SCIENCE AND TECHNOLOGY

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held an oversight hearing on Women, Minorities, and the Disabled in Science and Technology. Testimony was heard from Sue Kemnitzer, Executive Director, Task Force on Women, Minorities and the Handicapped in Science and Technology, Office of Science and Technology; Daryl E. Chubin, Project Director, Office of Technology Assessment; and public witnesses.

NONPROFIT COMPETITION

Committee on Small Business: Held a hearing to examine the extent and the nature of the problem of competition by nonprofit organizations and government entities with small business. Testimony was heard from James C. Miller, Director, OMB; Frank S. Swain, Chief Counsel for Advocacy, SBA; Adelbert L. Spitzer, Special Assistant to the Assistant Secretary, Tax Policy, Department of the Treasury; Jennie S. Stathis, Associate Director, General Government Division, GAO; and public witnesses.

Hearings continue tomorrow.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Ordered reported the following bills: H.R. 4741, to amend title 38, United States Code, to increase the rates of compensation and dependency and indemnity compensation (DIC) payable to veterans with service-connected disabilities and their survivors; H.R. 3742, amended to amend title 38, United States Code, to authorize erection of a memorial and museum on Federal land in the District of Columbia or its environs to honor members of the Armed Forces who served in World War II and to commemorate U.S. participation in that conflict; H.R. 4861, to amend title 38, United States Code, to authorize appropriations for grants for State veterans' cemeteries; and H.R. 4519, Arizona-Florida Land Exchange Act of 1988.

The Committee also approved the Fiscal Year 1988 Medical Construction Resolution.

FAMILY WELFARE REFORM ACT; TECHNICAL CORRECTIONS ACT

Committee on Ways and Means: Approved a motion to go to conference on H.R. 1720, Family Welfare Reform Act of 1987.

The Committee also continued markup of H.R. 4333, Technical Corrections Act of 1988.

Will continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆

Wednesday, June 29, 1988

Senate

Chamber Action

Routine Proceedings, pages 16309–16409

Measures Introduced: Twenty-four bills and eight resolutions were introduced, as follows: S. 2587–S.

2610, S.J. Res. 345–347, S. Con. Res. 129–130, and S. Res. 447–449.

Page 16359

Measures Reported: Reports were made as follows:

S. 2068, to amend the Marine Protection, Research and Sanctuaries Act to protect marine and near-shore coastal waters through establishment of regional marine research centers, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–406)

S. 2595, to authorize appropriations for fiscal year 1989 for the Office of the United States Trade Representative, the United States International Trade Commission, and the United States Customs Service. (S. Rept. No. 100–407)

S. 1544, to amend the National Trails System Act, to provide for cooperation with State and local governments for the improved management of certain Federal lands, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–408)

S. 2153, to provide for the settlement of the water rights claims of the Salt River Pima-Maricopa Indian Community, in Maricopa County, Arizona, and for other purposes, with an amendment in the nature of a substitute.

S. 1081, to establish a coordinated National Nutrition Monitoring and Related Research Program, and a comprehensive plan for the assessment of the nutritional and dietary status of the United States population and the nutritional quality of the United States food supply, with provision for the conduct of scientific research and development in support of such program and plan, with an amendment in the nature of a substitute. (S. Rept. No. 100–409)

Page 16358

Measures Passed:

John J. Duncan Federal Office Building: The Committee on the Environment and Public Works was discharged from the further consideration of H.R. 4288, to designate the Federal Office Building located at the corner of Locust Street and West Cumberland Avenue, in Knoxville, Tennessee, as the "John J. Duncan Federal Office Building," and the bill was then passed.

Page 16396

Commending J. Lewey Caraway: Senate agreed to S. Res. 447, expressing deep appreciation and gratitude to J. Lewey Caraway for his years of faithful and exemplary service to his country and to the United States Senate.

Page 16396

The Most Reverend Francis T. Hurley: Senate agreed to S. Res. 448, honoring and recognizing The Most Reverend Francis T. Hurley, Archbishop of Anchorage, for his achievements and his dedication and commitment to the people of Alaska and the world.

Page 16397

Authorizing Testimony: Senate agreed to S. Res. 449, to authorize testimony of a former Senate employee and representation by the Senate Legal Counsel in the case of *United States* v. *Burnley, et al.*, Case No. 88–0179, pending in the United States District Court for the Southern District of California.

Page 16397

Adjournment Resolution: Senate agreed to S. Con. Res. 130, providing for a conditional adjournment of the House from June 30 until July 6, 1988, and a conditional recess or adjournment of the Senate from June 29 until July 6, 1988.

Page 16400

Asbestos in the Nation's Schools: Senate passed H.R. 3893, to amend the provisions of the Toxic Substances Control Act relating to asbestos in the Nation's schools by providing adequate time for local educational agencies to submit asbestos management plans to State Governors and to begin implementation of those plans.

S. 2024, companion measure, was indefinitely postponed.

Page 16397

Plant Closing Notification: Senate continued consideration of S. 2527, to require advance notification of plant closings and mass layoffs, with additional amendments proposed thereto, as follows:

Pages 16323, 16340

Pending:

Wilson Amendment No. 2487, to take into account inability to operate due to shortages of supplies created by government programs or other reasons.

Page 16323

By 58 yeas to 39 nays (Vote No. 221), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the bill.

Page 16320

Another motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, July 7.

Pages 16320, 16323

Senate will continue consideration of the bill and amendments proposed thereto on Wednesday, July 6, and another cloture vote will occur thereon.

Retail Competition Enforcement Act: Senate began consideration of S. 430, to amend the Sherman Act, regarding retail competition, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 16326

Adopted:

Metzenbaum Amendment No. 2510, of a clarifying nature, to provide that section 8(a)(2) shall not apply when the agreement to set, change, or maintain the resale price of a good or service is an agreement to set, change, or maintain the maximum resale price of a good or service.

Page 16336

Pending:

Metzenbaum (for Inouye) Amendment No. 2509, to amend the Newspaper Preservation Act (Public Law 91-353), to provide that it shall not be unlawful for any person to enter into, perform, or enforce a joint operating agreement not already in effect, if the prior written consent of the Attorney General has been obtained.

Page 16334

Authority To Receive Messages: The Secretary of the Senate was authorized to receive messages on appropriations bills from the House of Representatives during the adjournment of the Senate, and that they be appropriately referred.

Page 16397

Authority for Record: Senators were authorized to introduce measures and insert statements for the Record until 7:30 p.m. today.

Page 16408

Motion To Request Attendance: During today's proceedings, the following action also occurred:

By 79 yeas to 18 nays (Vote No. 220), Senate agreed to a motion to request the attendance of absent Senators.

Page 16320

Nominations Confirmed: Senate confirmed the following nomination:

Frederick K. Goodwin, of Maryland, to be Administrator of the Alcohol, Drug Abuse, and Mental Health Administration.

Page 16409

Messages From the House: **Page 16358**

Measures Referred: **Page 16358**

Communications: **Page 16358**

Statements on Introduced Bills: **Page 16360**

Amendments Submitted: **Page 16384**

Additional Cosponsors: **Page 16381**

Authority for Committees: **Page 16386**

Notice of Hearings: **Page 16386**

Additional Statements: **Page 16386**

Quorum Calls: One quorum call was taken today. (Total—21)

Page 16320

Record Votes: Two record votes were taken today. (Total—221)

Page 16320

Adjournment: Senate convened at 9:30 a.m., and, in accordance with S. Con. Res. 130, adjourned at 4:41 p.m., until 12 noon, on Wednesday, July 6, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 16408.)

Committee Meetings

INTERNATIONAL SECURITIES

Committee on Banking, Housing and Urban Affairs: Subcommittee on Securities held hearings on S. 2544, to amend the Federal securities laws in order to facilitate cooperation between the United States and foreign countries in securities law enforcement, receiving testimony from David S. Ruder, Chairman, Securities and Exchange Commission; and Mary Mochary, Deputy Legal Advisor, Department of State.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following bills favorably reported:

S. 1912, to authorize a study of the feasibility of establishing a National Mimbres Museum in Silver City, New Mexico, with an amendment in the nature of a substitute; and

S. 2157, to authorize three feasibility studies to be conducted in New Mexico dealing with the San Gabriel Historical Landmark, the significance of the Los Luceros Hacienda, and the establishment of an interpretive center to highlight the first colonization of the interior of the United States in New Mexico, with an amendment in the nature of a substitute.

Also, the committee began consideration of S. 1567 and H.R. 2858, bills to provide for refunds pursuant to rate decreases under the Federal Power Act, but did not complete action thereon.

DRUNK DRIVING

Committee on Environment and Public Works: Committee held hearings on S. 2367, to promote highway traffic safety by encouraging States to establish measures for more effective enforcement of laws to prevent drunk driving, and S. 2523, to require States to promptly suspend or revoke the license of a driver found to be driving under the influence of alcohol, receiving testimony from Marshall Jacks, Jr., Associate Administrator for Safety and Operations, Federal Highway Administration, and George Reagle, Associate Administrator for Traffic Safety Programs, National Highway Traffic Safety Administration, both of the Department of Transportation; Ronald R. Fiedler, Wisconsin Department of Transportation, Madison, on behalf of the American Association of State Highway and Transportation Officials; Elden G. Spier, North Dakota State Highway Department, Bismarck; Lt. Randy Oaks, Las Vegas Metropolitan Police Department, Las Vegas, Nevada; Sgt. Peter J. Kotowski, New Castle County Police Department, New Castle County, Delaware; and Norma Phillips, Mothers Against Drunk Driving, Judith Lee Stone, National Safety Council, Brian O'Neill, Insurance Institute for Highway Safety, all of Washington, DC.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Thomas E. McNamara, of Connecticut, to be Ambassador to the Republic of Colombia, and Timothy L. Towell, of Ohio, to be Ambassador to the Republic of Paraguay, after the nominees testified and answered questions in their own behalf.

HAITI

Committee on Foreign Relations: Committee met in open session to receive a briefing on the current situation in Haiti from Michael Kozak, Principal Deputy Assistant Secretary of State for InterAmerican Affairs; and in closed session from a representative of the Central Intelligence Agency.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Donald E. Abram, to be United States District Judge for the District of Colorado, Karl S. Forester, to be United States District Judge for the Eastern District of Kentucky, and Charles R. Butler, Jr., to be United States District Judge for the Southern District of Alabama, after the nominees testified and answered questions in their own behalf. Mr. Abram was introduced by Senator Armstrong, Mr. Forester was introduced by Senators Ford and McConnell, and Mr. Butler was introduced by Representative Callahan. Testimony was also received on the nomination of Mr. Butler from William Travis, Mobile, Alabama.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered the following business items favorably reported:

S. 837, to provide for specified annual increases in the minimum wage and for its annual indexing, with an amendment in the nature of a substitute; and

The nomination of Frederick K. Goodwin, of Maryland, to be Administrator, Alcohol, Drug Abuse, and Mental Health Administration, Department of Health and Human Services.

ECONOMIC DEVELOPMENT IN RURAL AMERICA

Committee on Small Business: Subcommittee on Rural Economy and Family Farming held hearings to identify prospects for economic development in rural America, receiving testimony from Winifred Pizzano, Federal Co-Chairman, Appalachian Regional Commission; John Domenech, Skyland Scientific Services, Bozeman, Montana; Phillip Burgess, U.S. West, Englewood, Colorado; Russell C. Youmans, Oregon State University, Corvallis; Steven A. Waldhorn, Center for Economic Competitiveness, Menlo Park, California; William Gillis, Center for Rural Pennsylvania, Harrisburg; and Stephen M. Smith, Pennsylvania State University, University Park.

Hearings continue on Wednesday, July 13.

BUSINESS MEETING

Committee on Veterans' Affairs: Committee ordered favorably reported the following bills:

S. 2011, to increase the rates of Veterans' Administration disability compensation paid to veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, with an amendment in the nature of a substitute; and

S. 11, to establish procedures for the adjudication of claims for benefits under laws administered by the Veterans' Administration, with an amendment.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 4939–4953; and 1 resolution, H. Con. Res. 326 were introduced.
Page 16517

Bills Reported: Reports were filed as follows:

H.R. 2513, to require that a study be undertaken regarding the fishery resources and habitats of the Russian River (California) basin, amended (H. Rept. 100–740); and

H.R. 4351, to amend the Stewart B. McKinney Homeless Assistance Act to extend the housing and shelter programs for the homeless, amended (H. Rept. 100–741).
Page 16517

Journal: By a yea-and-nay vote of 263 yeas to 128 nays, Roll No. 207, the House approved the Journal of Tuesday, June 28.
Page 16410

Student Financial Assistance Committee: The Speaker appointed Joseph L. McCormick of Austin, Texas, as a member from private life on the part of the House to the Advisory Committee on Student Financial Assistance.

Page 16411

Inaugural Ceremonies: The Speaker appointed the following Members on the part of the House to the Joint Congressional Committee on Inaugural Ceremonies: Representatives Wright, Foley, and Michel.

Page 16411

Transportation Appropriations: By a recorded vote of 371 ayes to 40 noes, Roll No. 209, the House passed H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989.

Page 16413

Rejected:

The Shaw amendment that sought to require the Secretary to conduct a study to determine the appropriateness of the location of certain park and ride facilities in the vicinity of Fort Lauderdale, Florida (rejected by a division vote of 8 ayes to 13 noes); and

Page 16413

The Durbin amendment that sought to delete $29 million in funds appropriated to continue the Essential Air Service program in fiscal year 1989 (rejected by a recorded vote of 74 ayes to 333 noes, Roll No. 208).

Page 16414

Federal Energy Management: House passed S. 1382, to amend the National Energy Conservation Policy Act to improve the Federal Energy Management program.

Page 16426

Agreed to the Sharp amendment in the nature of a substitute that inserts the text of H.R. 4065 as passed by the House.

Page 16427

Agreed to amend the title.

Page 16429

H.R. 4065 was laid on the table.

Page 16429

International Energy Emergency Authorities: House passed S. 2203, to extend the expiration date of title II of the Energy Policy and Conservation Act.

Page 16429

Agreed to the Sharp amendment in the nature of a substitute that inserts the text of H.R. 4604 as passed by the House.

Page 16429

H.R. 4604 was laid on the table.

Page 16429

Committees To Sit: Committee on Energy and Commerce received permission to sit today during proceedings of the House under the 5-minute rule; and

Page 16433

Committee on the Judiciary received permission to sit on Thursday, June 30.

Page 16433

Interior Appropriations: By a yea-and-nay vote of 361 yeas to 45 nays, Roll No. 211, the House passed H.R. 4867, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1989.

Page 16433

Agreed To:

The Yates amendment that establishes a 13-member National Film Preservation Board to select up to 25 significant films each year for inclusion in a National Film Registry;

Page 16459

The Jones of North Carolina amendment, as modified, that increases the appropriation for the National Wildlife Refuge Fund by $2 million;

Page 16462

The Yates amendment that reduces the Holocaust Memorial Council appropriation by $350,000 and provides an additional $500,000 to the Smithsonian Institution;

Page 16470

The Walker amendment that prohibits expenditure of funds in any workplace that is not free of illegal use or possession of controlled substances and requires applicants for funds to include in their application an assurance that they have a policy designed to ensure their workplaces are drug free; and

Page 16471

The Pashayan amendment that prohibits use of funds to plan, prepare, or offer for sale timber from giant sequoia trees on National Forest System or Bureau of Land Management lands until an environmental assessment has been completed and the Giant Sequoia Management Plan is approved.

Page 16472

A point of order was sustained against language in the bill establishing a National Film Commission.

Page 16470

The Clerk was authorized to make any necessary technical corrections in the engrossment of the bill.

Page 16475

H. Res. 485, the rule which waived certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 342 yeas to 57 nays, Roll No. 210.

Page 16429

Fair Housing: By a yea-and-nay vote of 376 yeas to 23 nays, Roll No. 216, the House passed H.R. 1158, to amend title VIII of the Act commonly called the Civil Rights Act of 1968, to revise the procedures for the enforcement of fair housing.

Page 16475

Rejected the Burton of Indiana motion to recommit the bill to the Committee on the Judiciary with instructions to report it back forthwith containing an amendment providing that the term handicap does not include any current infection with the etiological agent for acquired immune deficiency syndrome (rejected by a recorded vote of 63 ayes to 334 noes, Roll No. 215).

Page 16509

Agreed to the committee amendment in the nature of a substitute.

Page 16506

Agreed To:

The Dornan of California amendment that prohibits discrimination against pregnant women with respect to housing (agreed to by a recorded vote of 241 ayes to 159 noes, Roll No. 214); and

Page 16495

The Dannemeyer amendment that provides that no modification of rentals need be permitted unless the renter first agrees to restore the premises to the condition that existed before the modification, unless previously negotiated with the landlord.

Page 16504

Rejected:

The McCollum amendment that sought to modify the provisions dealing with new multifamily construction requirements for providing access to the handicapped and to provide that only 10 percent of the units must meet the Federal Handicapped Accessibility Standards (rejected by a recorded vote of 78 ayes to 330 noes, Roll No. 212);

Page 16476

The Hyde amendment that sought to provide that nothing in the Act requires, permits, or authorizes any preference in the provision of any dwelling based on race, color, religion, gender or national origin (rejected by a recorded vote of 139 ayes to 265 noes, Roll No. 213);

Page 16480

The Gekas amendment that sought to transfer prompt judicial action litigation authority from HUD to the Justice Department;

Page 16491

The Sensenbrenner amendment that sought to reduce the maximum civil penalties that could be imposed by administrative law judges;

Page 16492

The Burton of Indiana amendment that sought to provide that the term handicap does not include any current infection with the etiological agent for acquired immune deficiency syndrome (rejected by a division vote of 10 ayes to 84 noes);

Page 16496

The Dannemeyer amendment to the preceding Burton of Indiana amendment that sought to provide that the term handicap does not include any current impairment that consists of alcohol abuse, or any infections, contagious, or communicable disease, or any other impairment that would be a direct threat to the property, health, or safety of others (rejected by a division vote of 7 ayes to 89 noes);

Page 16498

The Dannemeyer amendment that sought to strike provisions requiring an annual report to Congress providing data about applicants, participants, and beneficiaries in programs administered by HUD and subject to coverage by certain specified civil rights laws (rejected by a division vote of 6 ayes to 91 noes);

Page 16504

The Dannemeyer amendment that sought to change the requirement that landlords permit reasonable modifications to afford handicapped tenants from "full enjoyment of the premises" to "ready access to the dwelling"; and

Page 16504

The Dannemeyer amendment that sought to provide that nothing in the bill could be construed to require any person or group of persons selling, renting, or leasing property to exercise a higher degree of care for a person having a disability, or to relieve any person of any obligation generally imposed on all persons regardless of any disability in a written lease, rental agreement, or contract of purchase or sale.

Page 16505

The Clerk was authorized to make technical amendments in the engrossment of the bill.

Page 16512

District Work Period: House agreed to S. Con. Res. 130, providing for a conditional adjournment of the House from June 30, 1988 until July 6, 1988, and a conditional recess or adjourment of the Senate from June 29, 1988, until July 6, 1988—clearing the measure.

Page 16512

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 16516

Quorum Calls—Votes: Four yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 16410, 16422, 16425, 16432, 16474, 16480, 16486, 16495, 16510, 16511. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:53 p.m.

Committee Meetings

INTERNATIONAL FIRE-FIGHTING AGREEMENTS; WINDING STAIR MOUNTAIN NATIONAL RECREATION AND WILDERNESS ACT

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy approved for full Committee action H.R. 4936, to authorize the Secretary of

Agriculture and other agency heads to enter into agreements with foreign organizations for assistance in wildfire protection.

Prior to this action, the Subcommittee held a hearing on H.R. 4936 and on H.R. 4354, Winding Stair Mountain National Recreation and Wilderness Act. Testimony was heard from Representative Watkins; F. Dale Robertson, Chief, Forest Service, USDA; Larry Dickerson, Representative, State Legislature, Oklahoma.

INTEGRITY OF THE DOD ACQUISITION SYSTEM AND ITS IMPACT ON U.S. NATIONAL SECURITY

Committee on Armed Services: Held a hearing on the current integrity of the Department of Defense acquisition system and its impact on U.S. national security. Testimony was heard from the following officials of the Department of Defense: Robert B. Costello, Under Secretary, Acquisition; Kathleen A. Buck, General Counsel; Michael P.W. Stone, Under Secretary of the Army (Army Acquisition Executive); H. Lawrence Garrett III, Under Secretary of the Navy (Navy Acquisition Executive); and John J. Welch, Jr., Assistant Secretary of the Air Force, Acquisition (Air Force Acquisition Executive).

ECONOMIC CONVERSION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on Economic Conversion. Testimony was heard from Representatives Mavroules and Gejdenson; and public witnesses.

CAPITAL STOCK INCREASE FOR THE WORLD BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development Institutions and Finance approved for full Committee action, as amended, H.R. 4645, to provide for participation by the United States in a capital stock increase of the International Bank for Reconstruction and Development and a replenishment of the African Development Fund.

ACT FOR BETTER CHILD CARE SERVICES

Committee on Education and Labor: Subcommittee on Human Resources began markup of H.R. 3660, Act for Better Child Care Services of 1987.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills:

H.R. 4915, amended, to amend the Public Health Service Act to revise and extend the program of grants for the prevention and control of sexually transmitted diseases; H.R. 4843, Abandoned Infants Assistance Act of 1988; H.R. 4833, amended, to amend the Public Health Service Act to revise and extend the programs of nurse education established in title VIII of such act; H.R. 3361, amended, to amend the Public Health Service Act to establish within the National Institutes of Health a National Institute on Deafness and Other Communication Disorders; and H.R. 3133, amended, Trauma Care and Emergency Medical Services Planning and Development Act of 1987.

The Committee also approved a motion to go to conference on H.R. 1720, Family Welfare Reform Act of 1987.

SAFER CIGARETTES

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials held a hearing on "Did Liggett Fail to Sell A 'Safer' Cigarette and Will B.A.T. Industries Thwart the Antismoking Policy of Farmers Group?". Testimony was heard from Representatives Bryant and Wyden; and public witnesses.

MISCELLANEOUS MEASURES; PROSPECTS FOR DEMOCRACY IN PAKISTAN

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs approved for full Committee action, as amended, the following measures: H. Res. 484, to encourage the establishment of genuine democracy in Pakistan; and H. Con. Res. 319, commending His Majesty King Taufa' ahau Tupou IV, the Parliament, and the people of the Kingdom of Tonga on the occasion of the centennial of the Treaty of Amity, Commerce, and Navigation between the United States and the Kingdom of Tonga and the 21st anniversary of the coronation of, and 70th birthday of, His Majesty King Taufa' ahau Tupou IV.

Prior to this action, the Subcommittee held a hearing on Prospects for Democracy in Pakistan. Testimony was heard from Howard Schaffer, Deputy Assistant Secretary, Near East and South Asian Affairs, Department of State.

U.S./SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East continued hearings on U.S./Soviet Relations. Testimony was heard from Rozanne Ridgway, Assistant Secretary, European and Canadian Affairs, Department of State.

PERSECUTION OF THE BAHA'IS IN IRAN

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on the Persecution of the Baha'is in Iran. Testimony was heard from Representative Porter; Richard Schifter, Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs, Department of State; and public witnesses.

OVERSIGHT

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Human Rights and International Organizations held a joint oversight hearing on the U.S. and U.S.S.R. Fisheries Agreement. Testimony was heard from Ambassador Edward E. Wolfe, Deputy Assistant Secretary, Oceans and Fisheries Affairs, Department of State.

DRUG-FREE WORKPLACE ACT; OFFICE OF FEDERAL PROCUREMENT POLICY ACT AMENDMENTS; DRAFT REPORTS

Committee on Government Operations: Ordered reported, as amended, H.R. 4719, Drug-Free Workplace Act of 1988.

The Committee also reconsidered and ordered reported, as amended, H.R. 3345, Office of Federal Procurement Policy Act Amendments of 1988.

The Committee also approved the following draft reports: "The State Departments Travel Advance and Domestic Cashiering Operations: Longstanding Management Deficiencies Must Be Corrected"; and "Evidence of Employment Discrimination Against Blacks in the Airline Industry".

DOE/AIR FORCE SMALL REACTOR PROJECT

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on DOE/Air Force Small Reactor Project: A Post Mortem (?). Testimony was heard from Keith O. Fultz, Senior Associate Director, Resources, Community, and Economic Development Division, GAO; Dennis A. Bitz, Deputy Assistant Secretary, Space and Defense Power Systems, Department of Energy; and Gary S. Flora, Associate Director, Engineering and Services, Office of the Chief of Staff, Logistics and Engineering, U.S. Air Force, Department of Defense.

POSTAL SERVICE HIRING PRACTICES

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture held a hearing on Postal Service Hiring Practices. Testimony was heard from L. Nye Stevens, Associate Director, General Government Division, GAO; and Joel S. Trosch, Assistant Postmaster General, Employee Relations, U.S. Postal Service.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported, as amended, the following bills: H.R. 2642, Colorado Ute Indian Water Rights Settlement Act of 1987; and H.R. 4208, to authorize appropriations to carry out title III of the Marine Protection, Research, and Sanctuaries Act of 1972 during fiscal years 1989, 1990, 1991, and 1992.

ANTI-DRUG ABUSE AMENDMENTS

Committee on the Judiciary: Continued markup of H.R. 4916, Anti-Drug Abuse Amendments of 1988.

Will continue tomorrow.

MARINE PROTECTION, RESEARCH AND SANCTUARIES ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Subcommittee on Fisheries and Wildlife Conservation and the Environment held a joint hearing on H.R. 4231, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to protect the marine environment through the establishment of regional marine research centers. Testimony was heard from Senator Mitchell; Alan Thomas, Assistant Administrator, Oceanic and Atmospheric Research, NOAA, Department of Commerce; Tudor Davies, Director, Office of Marine and Estuarine Protection, EPA; and public witnesses.

AWARDS TO FEDERAL EMPLOYEES

Committee on Post Office and Civil Service: Subcommittee on Civil Service approved for full Committee action, as amended, H.R. 4574, to amend title 5, United States Code, with respect to certain programs under which awards may be made to Federal employees for superior accomplishments or cost savings disclosures.

TECHNOLOGIES FOR REMEDIATING GLOBAL WARMING

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment and the Subcommittee on Science, Research and Technology held a joint hearing on Technologies for Remediating Global Warming. Testimony was heard from Daniel L. Albritton, Director, Aeronomy Laboratory, NOAA, Department of Commerce; Peter D. Blair, Program Manager, Energy and Materials, Office of Technology Assessment; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials approved for full Committee action the following measures: H.R. 3779, Comptroller Performance Research Act; H.R. 4686, amended, Aviation Safety Research Act of 1988; and H. Res. 450, amended, to express the sense of the House of Representatives that the Federal Aviation Administration should immediately establish a research and development program to study structural fatigue, wear, corrosion and damage to aircraft resulting from age and intensive utilization and to conduct nondestructive and destructive testing of older aircraft on a regular basis.

NONPROFIT COMPETITION

Committee on Small Business: Concluded hearings to examine the extent and the nature of the problem of competition by nonprofit organizations and government entities with small business. Testimony was heard from Representative Williams; and public witnesses.

TECHNICAL CORRECTIONS ACT

Committee on Ways and Means: Continued to meet in executive session to mark up H.R. 4333, Technical Corrections Act of 1988.

Will continue tomorrow.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

Joint Meeting

BUSINESS MEETING

Joint Committee on Printing: Committee met to consider pending committee business.

◆ ◆ ◆

Thursday, June 30, 1988

Senate

Chamber Action

The Senate was not in session today. It will next meet on Wednesday, July 6, 1988, at 12 noon.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 24 public bills, H.R. 4954–4977; and 6 resolutions, H.J. Res. 602–604, H. Con. Res. 327, and H. Res. 486 and 487 were introduced.

Page 16545

Bills Reported: Reports were filed as follows:

H.R. 3964, to establish a National Park System Review Board, amended (H. Rept. 100–742);

H.R. 4315, to provide for the inclusion of certain lands within the John Muir Historic Site, amended (H. Rept. 100–743);

H.R. 4519, to provide for the disposition of certain lands in Arizona under the jurisdiction of the Department of the Interior by means of an exchange of lands (H. Rept. 100–744);

Report entitled "Budget Allocation Report of the Committee on Veterans' Affairs Pursuant to section 302(b) of the Congressional Budget Act of 1974" (H. Rept. 100–745);

H. Res. 486, providing for the consideration of H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1958 (H. Rept. 100–746);

H.R. 4338, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to impose special fees on the ocean disposal of sewage sludge, amended (H. Rept. 100–747); and

H.R. 1115, to amend the Consumer Product Safety Act to establish uniform safety standards, amended (H. Rept. 100–748).

Page 16596

Late Reports: Committee on Rules received permission to have until 5 p.m. today to file a certain privileged report; and

Committee on Merchant Marine and Fisheries received permission to have until 5 p.m. today to file a report on H.R. 4338, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to impose special fees on ocean disposal of sewage sludge.

Pages 16548, 16563

Energy and Water Appropriations: By a yea-and-nay vote 384 yeas to 17 nays, Roll No. 217, the House agreed to the conference report on H.R. 4567, making appropriations for energy and water development for the fiscal year ending September 30, 1989.

Page 16548

House receded in its disagreement and concurred in Senate amendments Nos. 3, 13, 14, 25, 30, and 32.

Page 16560

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 10, 12, 24, 29, 34, 36, and 44—clearing the measure for Senate action.

Page 16560

National Literacy Day: House passed and cleared for the President S.J. Res. 304, designating July 2, 1988, as "National Literacy Day".

Page 16563

Historical Publications and Records: House passed and cleared for the President S. 1856, to amend chapter 25 of title 44, United States Code, to provide an authorization for the National Historical Publications and Records Commission programs.

Page 16564

King of Tonga: House agreed to H. Con. Res. 319, commending His Majesty King Taufa'ahau Tupou IV, the Parliament, and the people of the Kingdom of Tonga on the occasion of the centennial of the Treaty of Amity, Commerce, and Navigation between the United States and the Kingdom of Tonga and the 21st anniversary of the coronation of, and 70th birthday of, His Majesty King Taufa'ahau Tupou IV.

Page 16565

Agreed to the Dymally amendment in the nature of a substitute that congratulates His Majesty King Taufa'ahau Tupou IV and extends the congratulations of Congress on his 70th birthday and 21st anniversary of his coronation; extends the appreciation of the American people for their present and continuing close, friendly relationship with the United States; and requests that the Presidential Delegation to Tonga convey the best wishes and congratulations of Congress.

Page 16566

Agreed to amend the title and the preamble.

Page 16567

Resignations-Appointments: Notwithstanding any adjournment of the House until Wednesday, July 6, the Speaker was authorized to accept resignations, and appoint commissions, boards, and committees authorized by law or by the Congress.

Page 16568

Designation of Speaker Pro Tempore: Read and accepted a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore to sign enrolled bills and joint resolutions through July 6, 1988.

Page 16594

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 16560. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 1:56 p.m.

Page 16596

Committee Meetings

CLASSIFIED BRIEFING

Committee on Armed Services: Met in executive session to receive a classified briefing on the defense acquisition investigations. The Committee was briefed by the following officials of the Department of Defense: Robert B. Costello, Under Secretary, Acquisition; Kathleen A. Buck, General Counsel; H. Lawrence Garrett III, Under Secretary of the Navy; and RAdm. J.E. Gordon, Director, Naval Investigative Service.

BOARD OF PAROLE

Committee on the District of Columbia: Subcommittee on Judiciary and Education held a hearing on H.R. 1792, to give the Board of Parole for the District of Columbia exclusive power and authority to make parole determinations concerning prisoners convicted of violating any law of the District of Columbia, or any law of the United States applicable exclusively to the District.

Testimony was heard from the following officials of the District of Columbia: Enrique S. Rivera-Torres, member, Board of Parole; and Kim A. Taylor, Esq., Director, Public Defender Service.

ACT FOR BETTER CHILD CARE SERVICES

Committee on Education and Labor: Subcommittee on Human Resources approved for full Committee action, as amended, H.R. 3660, Act for Better Child Care Services of 1987.

HIGHER EDUCATION ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Postsecondary Education approved for full Committee action, as amended, H.R. 4798, to amend the Higher Education Act of 1965 to reduce the default rate on student loans under that act.

TECHNOLOGY-RELATED ASSISTANCE

Committee on Education and Labor: Subcommittee on Select Education held a hearing on Technology-Related Assistance for Individuals with Disabilities Act of 1988. Testimony was heard from Sue Suter, Commissioner, Rehabilitation Services Administration, Department of Education; and public witnesses.

SURETY BONDING; NATIONAL BUREAU OF STANDARDS AUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on surety bonding and the problems of access by minority contractors. Testimony was heard from public witnesses.

The Subcommittee also held a hearing on H.R. 4417, National Bureau of Standards Authorization. Testimony was heard from Representatives Walgren and Brown of California; Barry Beringer, Associate Under Secretary, Economic Affairs, Department of Commerce; and public witnesses.

FOOD SAFETY AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment continued hearings on H.R. 4739, to amend the Federal Food, Drug and Cosmetic Act to revise the authority under that Act to regulate pesticide residues in food. Testimony was heard from Representative Roberts; and public witnesses.

SATELLITE TELEVISION FAIR MARKETING ACT; PUBLIC TELECOMMUNICATIONS ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action, as amended, the following bills: H.R. 1885, Satellite Television Fair Marketing Act of 1988; and H.R. 4118, Public Telecommunications Act of 1988.

CAMBODIA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Can the Return of the Killing Fields Be Prevented in Cambodia? Testimony was heard from David Lamberston, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; Karl Jackson, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of Defense; and public witnesses.

MISCELLANEOUS MATTER

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Investigation held a hearing on Was Pulp Mill Employee Dismissed for His Congressional Testimony? Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 3313, amended, to establish in the Department of the Interior the Heritage Preservation Commission; H.R. 4526, amended to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park; H.R. 1982, amended, to authorize the establishment of the Lewis and Clark National Historic Site in the State of Montana; H.R. 4068, amended to amend the Archaeological Resources Protection Act of 1979, to strengthen the enforcement provisions of that Act; H.R. 4354, amended, Winding Stair Mountain National Recreation and Wilderness Area Act; H.R. 3541, to redesignate Salinas National Monument in the State of New Mexico; and H.R. 4457, amended, to create a national park at Natchez, Mississippi.

ANTI-DRUG ABUSE AMENDMENTS

Committee on the Judiciary: Ordered reported, as amended, H.R. 4916, Anti-Drug Abuse Amendments of 1988.

GOVERNING INTERNATIONAL FISHERY AGREEMENT BETWEEN THE U.S. AND THE U.S.S.R.

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4919, to approve the governing international fishery agreement between the United States and the Union of Soviet Socialist Republics. Testimony was heard from Ambassador Edward E. Wolfe, Deputy Assistant Secretary, Oceans and Fishery Affairs, Department of State.

SMALL BUSINESS ADMINISTRATION REAUTHORIZATION AND AMENDMENT ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4174, Small Business Administration Reauthorization and Amendment Act of 1988. Testimony was heard from Representatives LaFalce and Gallo.

RENEWABLE ENERGY AND ENERGY CONSERVATION COMMERCIALIZATION AND DEVELOPMENT ACT

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on H.R. 4226, Renewable Energy and Energy Conservation Commercialization and Development Act. Testimony was heard from Peter Blair, Program Manager, Energy and Minerals Program, Office of Technology Assessment; and public witnesses.

NATIONAL BIOLOGICAL DIVERSITY CONSERVATION AND ENVIRONMENTAL RESEARCH ACT

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on H.R. 4335, National Biological Diversity Conservation and Environmental Research Act. Testimony was heard from John B. Buffington, Deputy Regional Director, Research, Fish and Wildlife Service, Department of the Interior; Thomas Lovejoy, Assistant Secretary, External Affairs, Smithsonian Institution; Elliott Richardson, former Attorney General; and public witnesses.

MINORITY BUSINESS DEVELOPMENT ACT

Committee on Small Business: Subcommittee on Procurement, Innovation and Minority Enterprise Development approved for full Committee action, as amended, H.R. 1769, Minority Business Development Act of 1987.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative Mfume.

AIDS AND THE THIRD WORLD

Select Committee on Hunger: Held a hearing on AIDS and The Third World: The Impact on Development. Testimony was heard from Bradshaw Langmaid, Assistant Administrator, Science and Technology, AID; Wanume Kibedi, Ugandan Ambassador to the United Nations; and public witnesses.

Wednesday, July 6, 1988

Senate

Chamber Action

Routine Proceedings, Pages 16667–16744

Measures Introduced: Three bills were introduced, as follows: S. 2611–2613.

Page 16725

Measures Reported: Reports were made as follows:

Received on June 29, during the adjournment:

S. 2153, to provide for the settlement of the water rights claims of the Salt River Pima-Maricopa Indian Community in Maricopa County, Arizona, and for other purposes, with an amendment in the nature of a substitute.

Page 16359

Received Today:

H.R. 4867, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1989, and for other purposes, with amendments. (S. Rept. No. 100–410)

H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989, and for other purposes, with amendments. (S. Rept. No. 100–411)

S. 2611, to amend the Internal Revenue Code of 1986 to provide for the disclosure of income information to the Veterans' Administration for purposes of verifying information provided about their incomes by beneficiaries of programs under which income is relevent to eligibility; and to amend title 38, United States Code, to protect against the misuse of such information, and for other purposes. (S. Rept. No. 100–412)

S. 508, to amend title 5, United States Code, to strengthen the protections available to Federal employees against prohibited personnel practices, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–413)

S. 1735, to clarify the Federal relationship to the Lac Vieux Desert Band of Lake Superior Chippewa Indians as a distinct Indian tribe, to clarify the status of members of the bands, to transfer title to trust lands, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–414)

H.R. 2615, to provide that certain lands shall be in trust for the Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation, California. (S. Rept. No. 100–415)

S. 2350, to clarify the investigatory powers of the United States Senate.

Page 16725

Measures Passed:

Defense Related Statutes: Senate passed H.R. 4229, to amend title 10, United States Code, to codify in that title certain defense-related permanent freestanding provisions of law.

Page 16736

Trade Representative, USITC and Customs Service Authorizations, 1989: Senate passed S. 2595, to authorize funds for fiscal year 1989 for the Office of the United States Trade Representative, the United States International Trade Commission, and the United States Customs Service.

Page 16736

National Trails Systems Improvements Act: Senate passed S. 1544, to amend the National Trails System Act, to provide for cooperation with State and local governments for the improved management of certain Federal lands, after agreeing to a committee amendment in the nature of a substitute.

Page 16737

Plant Closing Notification: By 72 yeas to 23 nays (Vote No. 225), Senate passed S. 2527, to require advance notification of plant closings and mass layoffs, after taking action on additional amendments proposed thereto, as follows:

Pages 16669, 16671

Rejected:

(1) Wilson Amendment No. 2487, to take into account inability to operate due to shortages of supplies created by government programs or other reasons. (By 58 yeas to 37 nays (Vote No. 223), Senate tabled the amendment.)

Page 16677

(2) Quayle Amendment No. 2492, to provide that during any 30-day period for 75 or more employees, excluding any part-time employees, the term "mass layoff" means a reduction in force which (a) is not the result of a plant closing, and (b) results in an employment loss at the single site of employment during any 30-day period for at least 50 percent of the employees. (By 63 yeas to 32 nays (Vote No. 224), Senate tabled the amendment.)

Page 16682

By 88 yeas to 5 nays (Vote No. 222), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate earlier agreed to close further debate on the bill.

Page 16675

Indefinitely Postponed:

Private Relief: Senate indefinitely postponed H.R. 3925, for the relief of Gagik Barseghian.

Page 16738

Energy and Water Appropriations, 1989—Conference Report: Senate began consideration of the conference report on H.R. 4567, to appropriate funds for energy and water development for the fiscal year ending September 30, 1989.

Page 16693

Senate concurred in the amendments of the House to Senate amendments numbered 10, 12, 24, 29, 34, 36, and 44. **Page 16695**

A unanimous consent agreement was reached providing for further consideration of the conference report, and a vote to occur thereon on Thursday, July 7, at 10:15 a.m. **Page 16702**

Independent Safety Board Act: Senate concurred in the amendments of the House of S. 623, to amend the Independent Safety Board Act of 1974, to authorize funds for fiscal years 1988, 1989, and 1990. **Page 16738**

Methanol and Alternative Fuels Promotion Act: Senate disagreed to the amendments of the House to S. 1518, to amend the Motor Vehicle Information and Cost Savings Act, to provide for the appropriate treatment of methanol and ethanol, agreed to a request for a conference thereon, and appointed as conferees Senators Hollings, Gore, Rockefeller, Danforth, and McCain from the Committee on Commerce, Science, and Transportation, and Senators Glenn, Levin, and Roth from the Committee on Governmental Affairs. **Page 16739**

Nominations Confirmed: Senate confirmed the following nominations:

Vice Adm. Leon A. Edney, to be Vice Chief of Naval Operations.

Vice Adm. Charles R. Larson, to be Senior Navy Member of the Military Staff Committee of the United Nations.

Rear Adm. Jeremy M. Boorda, to be Chief of Naval Personnel and Vice Admiral.

4 Air Force nominations in the rank of general.

4 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

Rear Adm. Everett D. Stumbaugh, to be Judge Advocate General of the Navy.

34 Navy nominations in the rank of admiral.

Routine lists of nominations in the Air Force, Army, Foreign Service, National Oceanic and Atmospheric Administration, and Navy. **Page 16744**

Nominations Received: Senate received the following nominations:

Charles A. Gillespie, Jr., of California, to be Ambassador to the Republic of Chile.

William H. Twaddell, of Rhode Island, to be Ambassador to the Islamic Republic of Mauritania.

Marvin J. Garbis, to be United States District Judge for the District of Maryland.

Elizabeth A. Moler, of Virginia, to be a Member of the Federal Energy Regulatory Commission.

Charles G. Stalon, of Illinois, to be a Member of the Federal Energy Regulatory Commission.

Noreen C. Thomas, of Washington, to be a Member of the National Advisory Council on Educational Research and Improvement.

Robert S. Muller, of Michigan, to be a Member of the National Council on the Handicapped.

James G. Stearns, of Nevada, to be a Director of the Securities Investor Protection Corporation. **Page 16744**

Messages From the President: **Page 16723**

Messages From the House: **Page 16724**

Measures Referred: **Page 16724**

Measures Ordered Read First Time: **Page 16724**

Measures Ordered Placed on Calendar: **Page 16724**

Communications: **Page 16358**

Statements on Introduced Bills: **Page 16725**

Amendments Submitted: **Page 16728**

Additional Cosponsors: **Page 16381**

Authority for Committees: **Page 16728**

Notices of Hearings: **Page 16728**

Additional Statements: **Page 16729**

Record Votes: Four record votes were taken today. (Total—225) **Pages 16677, 16681, 16685, 16691**

Adjournment: Senate convened at 12 noon, and adjourned at 6:31 p.m., until 9:45 a.m., on Thursday, July 7, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 16744.)

Committee Meetings

PERSIAN GULF

Committee on Armed Services: Committee met in closed joint session with the Select Committee on Intelligence to receive a briefing on the recent activities in the Persian Gulf, and the shooting down of an Iranian commercial airliner by U.S. military forces, from representatives of the Department of Defense and the Central Intelligence Agency.

OPIC

Committee on Foreign Relations: Committee concluded hearings on S. 2006, to revise and extend certain authorities of the Overseas Private Investment Corporation (OPIC), after receiving testimony from Craig A. Nalen, President and Chief Executive Officer, Overseas Private Investment Corporation; Nancy R. Kingsbury, Associate Director, Foreign Economic Assistance, National Security and International Affairs, General Accounting Office; William J. Cunningham, AFL-CIO, Washington, DC; and Sydney Covall, Clarion Enterprises, Inc., North Attleboro, Massachusetts.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 4978–4980; and 2 resolutions, H. Con. Res. 328–329, were introduced.

Page 16665

Reports Filed: Reports were filed as follows:

Report entitled "The FCC Public Reference Rooms Are A Mess" (H. Rept. 100–749);

H. Res. 488, providing for the consideration of H.R. 1516, to require annual appropriations of funds necessary to support timber management and resource conservation on the Tongass National Forest (H. Rept. 100–750); and

H. Res. 489, providing for the consideration of H.R. 4481, to provide for the closing and realigning of certain military installations during a certain period (H. Rept. 100–751).

Page 16665

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 16626

Subcommittee To Sit: Subcommittee on Criminal Justice of the Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule this week.

Page 16630

Small Business Reauthorization: By a yea-and-nay vote of 342 yeas to 40 nays, Roll No. 218, the House passed H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1958.

Page 16633

Agreed to the committee amendment in the nature of a substitute.

Page 16658

Agreed To:

The McDade amendment that strikes language providing for small business set-asides in Federal procurement;

Page 16646

The LaFalce amendment that earmarks a total of $10 million for a three-year demonstration project for Small Business Administration management training and technical assistance for women entrepeneurs;

Page 16647

The Sisisky amendment that provides for the establishment of a small business export strategy development pilot program for fiscal years 1989, 1990, and 1991 and for the establishment of an export advisory committee;

Page 16648

The Coleman of Missouri amendment that provides for the development of rural area business enterprise development plans by Federal agencies;

Page 16650

The Dorgan of North Dakota amendment that provides for a high priority in the allocation and administration of disaster relief funds;

Page 16651

The Kasich amendment that directs the Administrator to enter into contracts for collection services for delinquent SBA loans, provides for a report to the Administrator by such collection service agencies each 6 months on loan collection progress, and authorizes the Administrator to disclose to credit reporting agencies information on loans over $100 which have been delinquent more than 31 days;

Page 16652

The Traficant amendment that authorizes the Administrator to award contracts to foreign firms if the final product is completely assembled in the United States, if not less than 50 percent of the finished product is produced in the United States, if the difference between foreign and domestic firm bids is not more than 6 percent, and if such contract awards would not violate public interest or national security; and

Page 16653

The Stallings amendment that provides for a study by the Office of the Chief Counsel of the SBA determining the extent to which Federal employees perform technical services for foreign governments for which there are qualified domestic sources available to perform such services, and whether such practices constitute unfair competition with domestic business concerns, other than those situations adverse to national security.

Page 16654

H. Res. 486, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 16630

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 16658. There were no quorum calls.

Adjournment: Met at noon and adjourned at 3:01 p.m.

Committee Meetings

EFFECTS OF DROUGHT ON GOVERNMENT SUPPLIES

Committee on Agriculture: Subcommittee on Wheat, Soybeans, and Feed Grains and the Subcommittee on Livestock, Dairy, and Poultry held a joint hearing to review the effects of the drought on government supplies of grain and review of the June 30 USDA Grain Stocks Report. Testimony was heard from Ewen Wilson, Assistant Secretary, Economics, USDA.

INTEGRITY OF THE DOD ACQUISITION SYSTEM AND ITS IMPACT ON U.S. NATIONAL SECURITY

Committee on Armed Services: Continued hearings on the current integrity of the Department of Defense acquisition system and the impact of the current investigation on the procurement fraud on U.S. national security. Testimony was heard from the following officials of the Department of Defense: June Gibbs Brown, Inspector General; and Derek J. Vander Schaaf, Deputy Inspector General.

Hearings continue July 8.

IMPACT OF THE DROUGHT ON PRICES AND PRODUCTION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on the impact of the drought on prices and production. Testimony was heard from Ewen Wilson, Assistant Secretary, Economics, USDA; and William E. Seale, Commissioner, Commodity Futures Trading Commission.

RENTAL HOUSING PROGRAM

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on Vacancy Problems in Farmers Home Administration's Section 515 Rental Housing Program. Testimony was heard from Vance Clark, Administrator, Farmers Home Administration, USDA; and public witnesses.

CLINICAL LABORATORY IMPROVEMENT AMENDMENTS; MEDICARE PROGRAM—DIAGNOSTIC CLINICAL LABORATORY TESTING

Committee on Energy and Commerce: On July 6, the Subcommittee on Health and the Environment held a hearing on the following bills: H.R. 4927, Clinical Laboratory Improvement Amendments of 1988; H.R. 4928, Medicare and Medicaid Clinical Laboratory Improvement Amendments of 1988; and H.R. 4325, to amend the authority under the Public Health Service Act for the regulation of clinical laboratories to require licensed laboratories to qualify under proficiency testing programs. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. William Roper, Administrator, Health Care Financing Administration; and Richard Kusserow, Inspector General; and public witnesses.

REAL ESTATE APPRAISAL REFORM ACT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs approved for full Committee action, as amended, H.R. 3675, Real Estate Appraisal Reform Act of 1987.

POST-EMPLOYMENT RESTRICTIONS ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action the introduction of a clean bill in lieu of H.R. 4917, Post-Employment Restrictions Act of 1988.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT COURT JUDGE WALTER L. NIXON, JR.

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on the inquiry into the conduct of U.S. District Judge Walter L. Nixon, Jr. Testimony was heard from a public witness.

Hearings continue tomorrow.

IMMIGRATION MEASURES

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law held a hearing on the following bills: H.R. 4330, to provide for a hearing before an administrative law judge respecting the release of certain Mariel Cuban detainees; and H.R. 4349, to amend the Immigration and Nationality Act to limit the period of detention of excludable aliens pending removal in the same manner as such detention is limited for deportable aliens pending deportation. Testimony was heard from Representative Kastenmeier; from the following officials of the Department of Justice: Cary Copeland, Deputy Associate Attorney General; George C. Calhoun, Coordinator, Cuban Parole and Repatriation Program, Office of Associate Attorney General; Craig Raynsford, Associate General Counsel, Immigration and Naturalization Service; and Foustino Pino, Assistant Director, Administration, Community Relations Service; and public witnesses.

MISCELLANEOUS MEASURES; PROSPECTUSES; LEASE PURCHASE POLICY

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action the following bills: S. 1934, amended, Judiciary Office Building Development Act; and S. 1476, to designate the Federal Record Center at 9700 Page Boulevard, Overland, MO, as the "SSG Charles F. Prevedel Building".

Prior to this action, the Subcommitte held a hearing on S. 1934. Testimony was heard from Raymond A. Karam, Assistant Director, Administration, Administrative Office of the United States Courts; and George M. White, Architect of the Capitol.

The Subcommittee approved 2 lease prospectuses.

Prior to this action, the Subcommittee held a hearing on pending prospectuses. Testimony was heard from David L. Bibb, Assistant Commissioner, Real Property Planning, GSA; Charles Grizzle, Assistant Administrator, Administration and Resources Management, EPA; and public witnesses.

The Subcommittee also held a hearing on Lease Purchase Policy. Testimony was heard from James C. Miller III, Director, Office of Management and Budget.

TONGASS TIMBER REFORM ACT

Committee on Rules: Granted an open rule providing one and one-half hours of debate on H.R. 1516, Tongass Timber Reform Act. Testimony was heard from Chairman Udall; and Representatives Miller of California, Glickman, Volkmer and Morrison of Washington.

DEFENSE SAVINGS ACT

Committee on Rules: Granted an open rule providing two and one-half hours of debate on H.R. 4481, Defense Savings Act of 1988. The bill shall be considered for amendment under the five-minute rule. Waives all points of order against the bill for failure to comply with the provisions of clause 2(1)(6) of Rule XI. The rule makes in order the amendment in the nature of a substitute printed in the report accompanying this resolution as original text for the purpose of amendment. The bill shall be considered as having been read. Waives all points of order against the substitute for failure to comply with the provisions of clause 7 of Rule XVI and clause 5(a) of Rule XXI. The rule makes in order the amendment in the nature of a substitute printed in the report accompanying this resolution if offered by Representative Armey of Texas. Waives all points of order against the substitute for failure to comply with the provisions of clause 5(a) of Rule XXI. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairmen Aspin, Brooks and Jones; and Representatives Evans, Dickinson, Kasich, Weldon, Horton, Porter and Armey.

Prior to this action, the Committee ordered reported H.R. 4481, Defense Savings Act of 1988.

SMALL BUSINESS SUBCONTRACTING PROGRAM

Committee on Small Business: Held a hearing on the implementation of the small business subcontracting program. Testimony was heard from Richard Hopf, Associate Administrator, Acquisition Policy, GSA; L. Nye Stevens, Senior Associate Director, General Government Division, GAO; from the following officials of the Department of the Navy, Department of Defense: VAdm. Joseph Wilkinson, Commander, Naval Air Systems, command; and VAdm. William Rowden, Commander, Naval Sea Systems Command.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE-HUNDREDTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 25 through June 30, 1988

	Senate	*House*	*Total*
Days in session	85	84	..
Time in session	685 hrs., 57′	382 hrs., 48′	..
Congressional Record:			
Pages of proceedings	8,843	4,944	..
Extensions of Remarks	..	..	2,258
Public bills enacted into law	64	51	..
Private bills enacted into law	2	6	..
Bills in conference	2	10	..
Measures passed, total	286	336	622
Senate bills	86	34	..
House bills	56	136	..
Senate joint resolutions	46	40	..
House joint resolutions	19	31	..
Senate concurrent resolutions	21	10	..
House concurrent resolutions	8	18	..
Simple resolutions	50	67	..
Measures reported, total	*217	*210	427
Senate bills	110	4	..
House bills	28	158	..
Senate joint resolutions	41	2	..
House joint resolutions	..	4	..
Senate concurrent resolutions	8	..	..
House concurrent resolutions	..	2	..
Simple resolutions	30	40	..
Special reports	7	30	..
Conference reports	..	9	..
Measures pending on calendar	109	67	..
Measures introduced, total	854	1,538	2,392
Bills	617	1,137	..
Joint resolutions	108	167	..
Concurrent resolutions	34	92	..
Simple resolutions	95	142	..
Quorum calls	21	7	..
Yea-and-nay votes	221	117	..
Recorded votes	..	93	..
Bills vetoed	1	1	2
Vetoes overridden	1*	2	..

*** These figures include all measures reported, even if there was no accompanying report. A total of 135 reports have been filed in the Senate, and a total of 249 have been filed in the House.**

DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through June 30, 1988

Civilian nominations totaling 339 (including 112 nominations carried over from the first session), disposed of as follows:	
Confirmed	153
Unconfirmed	180
Withdrawn	6
Civilian nominations (lists), totaling 1,075 (including 10 nominations carried over from the first session), disposed of as follows:	
Confirmed	729
Unconfirmed	346
Air Force nominations, totaling 9,195 (including 2,955 nominations carried over from the first session), disposed of as follows:	
Confirmed	8,561
Unconfirmed	634
Army nominations, totaling 11,801 (including 2,361 nominations carried over from the first session), disposed of as follows:	
Confirmed	10,832
Unconfirmed	969
Navy nominations, totaling 7,166 (including 46 nominations carried over from the first session), disposed of as follows:	
Confirmed	6,695
Unconfirmed	471
Marine Corps nominations, totaling 1,355 (including 10 nominations carried over from the first session), disposed of as follows:	
Confirmed	1,275
Unconfirmed	80

Summary

Total nominations carried over from the first session	**5,494**
Total nominations received this session	**25,437**
Total confirmed	**28,245**
Total unconfirmed	**2,680**
Total withdrawn	**6**

Thursday, July 7, 1988

Senate

Chamber Action

Routine Proceedings, pages 17110–17275

Measures Introduced: Seven bills and four resolutions were introduced, as follows: S. 2614–2620, S. Res. 450–451, S.J. Res. 348, and S. Con. Res. 131.

Page 17250

Measures Reported: Reports were made as follows:

S. 2619, to provide reauthorization for the Small Business Administration for fiscal year 1989, and for other purposes. (S. Rept. No. 100–416)

H.R. 3400, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, to protect such employees from improper political solicitations, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–417)

S. 11, to amend title 38, United States Code, to establish certain procedures for the adjudication of claims for benefits under laws administered by the Veterans' Administration; to apply the provisions of section 553 of title 5, United States Code, to rulemaking procedures of the Veterans' Administration; to provide for judicial review of certain final decisions of the Administrator of Veterans' Affairs; to provide for the payment of reasonable fees to attorneys for rendering legal representation to individuals claiming benefits under laws administered by the Veterans' Administration; and for other purposes, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–418)

Page 172[illegible]0

Measures Passed:

Acknowledging the National Association of Regulatory Utility Commissioners: Senate agreed to S. Res. 450, to acknowledge the service provided to consumers by the National Association of Regulatory Utility Commissioners.

Page 17273

Commending King Taufa'ahau Tupou IV and the Kingdom of Tonga: Senate agreed to H. Con. Res. 319, commending His Majesty King Taufa'ahua Tupou IV, the Parliament, and the people of the Kingdom of Tonga on the occasion of the centennial of the Treaty of Amity, Commerce, and Navigation between the United States and the Kingdom of Tonga and the 21st anniversary of the coronation of, and 70th birthday of, His Majesty King Taufa'ahua Tupou IV.

Page 17273

Authorizing Use of Hart Building Atrium: Senate agreed to S. Res. 451, authorizing the use of the Hart Building atrium for a concert by the Congressional Chorus.

Page 17273

Grays Harbor National Wildlife Refuge: Senate passed S. 1979, to establish the Grays Harbor National Wildlife Refuge, after agreeing to committee amendments thereto.

Page 17273

Minority Business Development Program Reform Act: By unanimous vote of 92 yeas (Vote No. 227), Senate passed H.R. 1807, to amend the Small Business Act, to reform the Capital Ownership Development Program, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1993, Senate companion measure, after agreeing to committee amendments and taking action on amendments proposed thereto, as follows:

Page 17126

Adopted:

(1) Bumpers-Weicker Amendment No. 2512, of a technical and perfecting nature.

Page 17138

(2) Bumpers Amendment No. 2513, to require the Small Business Administration to conduct a study and make a report within 1 year to the Committees on Small Business relating to the severely uneven distribution of 8(a) contract awards among program participants in the several States.

Page 17139

(3) Dixon Amendment No. 2514, to modify section 603 with respect to a contractor's failure to attain its goals relating to subcontracting with small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals.

Page 17140

(4) Dixon Amendment No. 2515, to amend the Small Business Investment Act of 1958, to expand the availability of surety bonds for small business concerns.

Page 17141

(5) Bumpers (for Harkin) Amendment No. 2516, to authorize the Small Business Administration to approve a contract modification (including the exercise of an option) applicable to a contract awarded to a program participant during the 30-day period following the concern's graduation from the program, if the recommendation to approve was made by the procuring agency prior to the concern's graduation from the program, thus preventing the loss of

such business activity by the concern due to the untimely processing of the agency request.

Page 17146

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Bumpers, Levin, Dixon, Kerry, Weicker, Boschwitz, and Rudman.

Page 17151

Foreign Operations, Export Financing, and Related Programs Appropriations, 1989: By 76 yeas to 15 nays (Vote No. 231), Senate passed H.R. 4637, to appropriate funds for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989, after agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Page 17151

Adopted:

(1) Inouye Amendment No. 2517, of a technical nature.

Page 17170

(2) Inouye Amendment No. 2518, to provide funds for the International Development Association, the International Atomic Energy Agency, and administrative expenses of the Export-Import Bank of the United States; to provide that no funds shall be provided or otherwise made available by the Act for the African Development Bank, and that the authority contained in section 515 may not be exercised to de-obligate and re-obligate funds previously obligated for the Economic Support Fund.

Page 17170

(3) By unanimous vote of 93 yeas (Vote No. 228), Kennedy Amendment No. 2519, to modify the requirement that the report on voting practices in the United Nations must be in the identical format as previous such reports (as amended below).

Page 17172

(4) Kasten Amendment No. 2520 (to Amendment No. 2519), of a perfecting nature, to provide that any such changes are approved by legislation.

Page 17177

(5) Stevens-Ford Amendment No. 2521, to authorize the acceptance of gifts of money and property for the purpose of aiding, benefitting, or facilitating the work of preservation, restoration, renovation, rehabilitation, or historic furnishing of the Old Executive Office Building and the grounds thereof.

Page 17179

(6) Pryor Amendment No. 2522, to reduce certain funds for consulting services involving management and professional services, special studies and analyses, technical assistance, and management review of program funded organizations.

Page 17179

(7) Kasten (for Hatfield) Amendment No. 2523, to require that 25 percent of all economic support funds made available to El Salvador be used in accordance with the provisions applicable to development assistance.

Page 17183

(8) Kasten Amendment No. 2525, to prohibit the use of funds made available, directly or through any programs funded under the heading International Organizations and Programs, for assistance to be provided inside Afghanistan if that assistance would be provided through the Soviet-backed Government of Afghanistan.

Page 17194

(9) Simon Amendment No. 2527, to clarify the intent of providing assistance to the Government of Panama.

Page 17197

(10) Inouye (for Helms) Amendment No. 2530, to withold certain economic support funds from Costa Rica pending a resolution of a dispute between the Government of Costa Rica and an American citizen.

Page 17206

(11) DeConcini modified Amendment No. 2531, to prohibit the sale or delivery of any Maverick missiles to Kuwait.

Page 17211

(12) Gramm Amendment No. 2532, to provide that funds for the World Bank and other multilateral development banks will be sequestered before a sequestration of other U.S. Government programs is required.

Page 17212

Rejected:

(1) Humphrey Amendment No. 2528, to require that nations receiving loans from the International Bank for Reconstruction and Development, financed by U.S. taxpayer dollars, are not treated more favorably than American farmers. (By 48 yeas to 41 nays (Vote No. 229), Senate tabled the amendment.)

Page 17197

(2) Humphrey Amendment No. 2529, to eliminate funding for the U.S. contribution to the International Development Association. (By 70 yeas to 19 nays (Vote No. 230), Senate tabled the amendment.)

Page 17204

Withdrawn:

(1) Kasten Amendment No. 2526, to establish that in the administration of programs for which partial or full responsibility lies with the Agency for International Development, any requirement for waterborne export from Great Lakes ports shall be construed to be a requirement that such export be through the St. Lawrence Seaway system.

Page 17194

(2) Inouye (for Helms) Amendment No. 2524, to withhold certain economic support funds from Costa

Rica pending a resolution of a dispute between the Government of Costa Rica and an American citizen.

Pages 17183, 17187, 17204, 17206

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Stennis, Inouye, Johnston, Leahy, DeConcini, Lautenberg, Harkin, Mikulski, Kasten, Hatfield, D'Amato, Rudman, Specter, Nickles, and Stevens.

Page 17224

District of Columbia Appropriations, 1989: Senate began consideration of H.R. 4776, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989, agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Page 17225

Adopted:

(1) Hatfield Amendment No. 2533, to maintain the zoning statutes with regard to certain property in the District of Columbia.

Page 17230

Rejected:

(1) Exon Amendment No. 2534, to clarify the rape and incest exception to the abortion spending prohibition. (By 49 yeas to 37 nays (Vote No. 232), Senate tabled the amendment.)

Page 17231

(2) Humphrey Amendment No. 2535, to prohibit the use of Federal and District of Columbia funds from being used to perform abortions except where the life of the mother would be endangered if the fetus were carried to term. (By 51 yeas to 34 nays (Vote No. 233), Senate tabled the amendment.)

Page 17243

Pending:

Warner Amendment No. 2536, to encourage the District of Columbia to adopt and implement a preference system that does not preclude the hiring of noncity residents by May 1, 1989.

Page 17246

A motion was entered to table the motion to appeal the ruling of the Chair on a point of order under rule XVI, paragraph 4, against Warner Amendment No. 2536, listed above.

Page 17246

Energy and Water Appropriations, 1989—Conference Report: By 91 yeas to 3 nays (Vote No. 226), Senate agreed to the conference report on H.R. 4567, to appropriate funds for energy and water development for the fiscal year ending September 30, 1989.

Page 17125

Veterans' Administration Adjudication Procedure and Judicial Review Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 11, to amend title 38, United States Code, to establish certain procedures for the adjudication of claims for benefits under laws administered by the Veterans' Administration, to apply the provisions of section 553 of title 5, United States Code, to rulemaking procedures of the Veterans' Administration, to provide for judicial review of certain final decisions of the Administrator of Veterans' Affairs, and to provide for the payment of reasonable fees to attorneys for rendering legal representation to individuals claiming benefits under laws administered by the Veterans' Administration on Monday, July 11, 1988, upon which a time agreement had previously been entered. (June 28, 1988.)

Page 17209

Veterans' Administration as Executive Department—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 533, to establish the Veterans' Administration as an executive department, and to establish the National Commission on Executive Organization and Management on Monday, July 11, 1988, upon which a time agreement had previously been entered. (June 28, 1988.)

Page 17209

Messages From the House: **Page 17249**

Measures Ordered Placed on Calendar: **Page 17249**

Communications: **Page 17249**

Statements on Introduced Bills: **Page 17250**

Amendments Submitted: **Page 17259**

Additional Cosponsors: **Page 17257**

Authority for Committees: **Page 17263**

Notices of Hearings: **Page 17263**

Additional Statements: **Page 17263**

Record Votes: Eight record votes were taken today. (Total—233)

Pages 17126, 17151, 17187, 17204, 17206, 17224, 17241, 17244

Adjournment: Senate convened at 9:45 a.m., and adjourned at 10:56 p.m., until 9:30 a.m., on Friday, July 8, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 17275.)

Committee Meetings

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of John P. LaWare, of Massachusetts, to be a Member of the Board of Governors of the Federal Reserve System, after the nominee, who was introduced by Senators Kennedy and Kerry, testified and answered questions in his own behalf.

COMMUNITY BASED MENTAL HEALTH INITIATIVE FOR INDIANS

Select Committee on Indian Affairs: Committee concluded oversight hearings to examine the potential for the coordination of existing resources, services, and programs to address problems of mental health in the Native American population, after receiving testimony from Craig Vanderwagon, Director, Division of Clinical and Preventive Services, Indian Health Service, and Scott Nelson, Chief, Mental Health Programs Branch, Office of Health Programs, Henry Montes, Associated Director, Office of Minority Health, Delores Parron, Associate Director for Special Populations, National Institute of Mental Health, and David E. Heppel, Chief, Child-Adolescent Primary Care Services, Division of Maternal, Child Health and Resources Development, all of the Department of Health and Human Services; Denise M. Dougherty, Analyst, Health Program, Office of Technology Assessment; Marion Zonnis, Navajo Area Health Service, and Dan Freeland, Navajo Nation, both of Window Rock, Arizona; Phyllis Old Dog Cross, Public Health Service Hospital, Rapid City, South Dakota; Diane J. Willis, Child Study Center, University of Oklahoma, Oklahoma City, on behalf of the American Psychological Association; Teresa La Fromboise, American Psychological Association, and Linda K. Cross, American Psychiatric Association, both of Washington, DC; James W. Thompson, Association of American Indian Physicians, Ellicott City, Maryland; Steve Silver, Veterans Administration Advisory Committee on Native American Veterans, Cotesville, Pennsylvania; Marlene Echohawk, OtoeMissouria Tribe, Red Rock, Oklahoma; Edward Wadda, Wind River Reservation Youth Council, Fort Washakie, Wyoming; Vivian Juan, United National Indian Tribal Youth (Unity), Oklahoma City, Oklahoma; Joann Kauffman-Keefe, Seattle Indian Health Board, Seattle, Washington; Pam Jumper-Thurman, Indian Health Care Resources Center, Tulsa, Oklahoma; and Stephen A. Somers, The Robert Wood Johnson Foundation Princeton, New Jersey.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 4981–5007; and 3 resolutions, H.J. Res. 605, H. Con. Res. 330, and H. Res. 490 were introduced.

Page 17107

Bills Reported: Reports were filed as follows:

H.R. 4525, to designate the United States Courthouse located at 156 Federal Street in Portland, Maine, as the Edward Thaxter Gignoux United States Courthouse (H. Rept. 100–752);

Conference report on H.R. 4264, to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces (H. Rept. 100–753);

S. 892, to remove the right of reversion to the United States in lands owned by the Shriners' Hospital for Crippled Children on lands formerly owned by the United States in Salt Lake County, Utah, amended (H. Rept. 100–754);

H.R. 3742, to amend title 38, United States Code, to authorize erection of a memorial and museum on Federal land in the District of Columbia or its environs to honor members of the Armed Forces who served in World War II and to commemorate United States participation in that conflict, amended (H. Rept. 100–755);

H.R. 4064, to amend title 28 of the United States Code to authorize the appointment of additional bankruptcy judges, amended (H. Rept. 100–756);

H.R. 4861, to amend title 38, United States Code, to authorize appropriations for grants for State veterans' cemeteries (H. Rept. 100–757);

H.R. 4375, to improve the management of certain public lands in the State of Michigan, amended (H. Rept. 100–758);

H.R. 2882, to amend title 5, United States Code, to increase the productivity of the Government by promoting excellence in Government management and by reducing improper political pressures on career civil servants, amended (H. Rept. 100–759); and

H.R. 4741, to amend title 38, United States Code, to increase the rate of compensation and dependency and indemnity compensation (DIC) payable to veterans with service-connected disabilities and their survivors, amended (H. Rept. 100–760).

Page 17106

Edward Thaxter Gignoux Courthouse: House passed H.R. 4525, to designate the United States Courthouse located at 156 Federal Street in Portland, Maine, as the "Edward Thaxter Gignoux United States Courthouse.

Page 16771

Subsequently, this passage was vacated and S. 2248, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President.

Page 16772

Family Welfare Reform: House disagreed to the Senate amendment to H.R. 1720, Family Welfare Reform Act of 1987; and agreed to a conference. Appointed as conferees:

From the Committee on Ways and Means, for consideration of the House bill (except title X), and the Senate amendment (except sections 203(b)(5), 203(b)(6), 302, 303, 402(d), and 509), and modifications committed to conference: Representatives Rostenkowski, Downey of New York, Ford of Tennessee, Pease, Matsui, Kennelly, Archer, Vander Jagt, Frenzel, and Brown of Colorado;

From the Committee on Education and Labor, for consideration of title I and sections 202, 511, and 804 of the House bill, and title II and sections 502, 503, 506, 507, and 508 of the Senate amendment, and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Kildee, Williams, Martinez, Solarz, Jeffords, Gunderson, Tauke, and Henry;

From the Committee on Energy and Commerce, for consideration of title IV of the House bill, and sections 203(b)(5), 203(b)(6), 302, 303, 402(d), 402(f), 404, 508, 509, 510, and 704 of the Senate amendment, as well as that portion of section 201 of the Senate amendment which adds a new section 417(f)(6) to the Social Security Act, and modifications committed to conference: Representatives Dingell, Waxman, Scheuer, Walgren, Wyden, Dowdy of Mississippi, Madigan, Dannemeyer, Whittaker, and Tauke; and

From the Committee on Agriculture, for consideration of title X and section 801 of the House bill, and modifications committed to conference: Representatives de la Garza, Panetta, Glickman, Staggers, Olin, Espy, Emerson, Lewis of Florida, Schuette, and Herger.

Page 16772

Agreed to the Brown of Colorado motion to instruct House conferees to assure that no more will be spent in carrying out the bill than the $2.8 billion authorized by the Senate amendment, and to permit no impediments which would disallow work beyond those contained in the Senate amendment (agreed to by a yea-and-nay vote of 227 yeas to 168 nays, Roll No. 219).

Page 16772

Defense Savings Act: House completed all general debate and began consideration of amendments on H.R. 4481, to provide for the closing and realigning of certain military installations during a certain period; but came to no resolution thereon. Proceedings under the 5-minute rule will continue at a later date.

Page 17057

Agreed To:

The Kasich amendment that increases from six to thirteen years the time required for the cost of a base closing to be matched by savings as a result of the closure or realignment; and

Page 17077

The Kasich amendment that strikes provisions requiring Congress to approve the Commission's recommendations by a joint resolution and instead provides procedures for Congress to disapprove the recommendations by joint resolution within 45 days of submission (agreed to by a recorded vote of 250 ayes to 138 noes, Roll No. 221).

Page 17078

H. Res. 489, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 388 yeas to 2 nays, Roll No. 220.

Page 16779

Committee Election: House agreed to H. Res. 490, electing Representative Shaw to the Committee on Ways and Means.

Page 17089

Earlier, read and accepted letters from Representative Shaw wherein he resigned from the Select Committee on Narcotics Abuse and Control, the Committee on the Judiciary, and the Committee on Public Works and Transportation.

Page 17089

Late Reports: Committee on Energy and Commerce received permission to have until 5 p.m. on Friday, July 8, to file reports on H.R. 4833, to amend the Public Health Service Act to revise and extend the programs of nurse education established in title VIII of such Act; H.R. 3361, to amend the Public Health Service Act to establish within the National Institutes of Health a National Institute on Deafness and Other Communication Disorders; and H.R. 4915, to amend the Public Health Service Act to revise and extend the program of grants for the prevention and control of sexually transmitted diseases.

Page 17089

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 16778, 16782, 17087. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 5:55 p.m.

Committee Meetings

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing to review the Animal and Plant Health Inspection Service. Testimony was heard from James W. Glosser, Administrator, Animal and Plant Health Inspection Service, USDA.

PERISHABLE AGRICULTURAL COMMODITIES ACT AMENDMENTS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition held a hearing on H.R. 4694, to amend the Perishable Agricultural Commodities Act to increase the statutory ceilings on license fees. Testimony was heard from the following officials of the Agricultural Marketing Service, USDA: Patrick Boyle, Administrator; and Jack Flanagan, Chief, PACA Branch.

CONDITION OF THE FEDERAL DEPOSIT INSURANCE FUNDS

Committee on Banking, Finance and Urban Affairs: Held a hearing on the Condition of the Federal Deposit Insurance Funds. Testimony was heard from M. Danny Wall, Chairman, Federal Home Loan Bank Board.

TECHNOLOGY RELATED ASSISTANCE FOR INDIVIDUALS WITH DISABILITIES

Committee on Education and Labor: Subcommittee on Select Education approved for full Committee action, as amended, H.R. 4904, to establish a program of grants to States to promote the provision of technology-related assistance to individuals with disabilities.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported, as amended, the following bills: H.R. 4417, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1989; and H.R. 1855, to amend the Public Service Act to extend programs for health information and health promotion.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Energy and Power held an oversight hearing on the Energy Policy Implications of Global Warming. Testimony was heard from James Hansen, Chief, NASA-Goddard Institute for Space Studies, NASA; John Firor, Director, Advance Study Program, NOAA, Department of Commerce; and Michael MacCracken, Division Leader, Atmospheric and Geophysical Science Division, Lawrence Livermore National Laboratory.

MISCELLANEOUS HEALTH MEASURES

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the following measures: a clean bill to be introduced in lieu of H.R. 3120, Generic Animal Drug and Patent Term Restoration Act; a clean bill in lieu of H.R. 3669, International Health Corps Act; and a clean bill to be introduced cited as the Health Professions Reauthorization Act of 1988.

PROPOSED SALE OF F-18 AIRCRAFT TO KUWAIT

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East and the Subcommittee on Arms Control, International Security and Science held a joint hearing on the Proposed Sale of F-18 Aircraft to Kuwait. Testimony was heard from Peter Burleigh, Deputy Assistant Secretary, Near Eastern and South Asian Affairs, Department of State; and Edward W. Gnehm, Jr., Deputy Assistant Secretary, Near Eastern and South Asian Affairs, Department of Defense.

RECENT DEVELOPMENTS IN MALAYSIA AND SINGAPORE

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on recent developments in Malaysia and Singapore. Testimony was heard from public witnesses.

THE STATE OF THE UNEMPLOYMENT INSURANCE PROGRAM

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on the State of the Unemployment Insurance Program. Testimony was heard from William J. Gainer, Associate Director, Human Resources Division, GAO; Carolyn M. Golding, Deputy Administrator, Office of Employment Security, Employment and Training Administration, Department of Labor; and public witnesses.

CONTRACTING WITH SMALL AND DISADVANTAGED BUSINESSES

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on GSA's implementation of PL 95-507 Relating to Subcontracts to Disadvantaged Small Business Concerns. Testimony was heard from John F. Wynn, Jr., Director, Small and Disadvantaged Business Utilization, GSA; and Monika E. Harrison, Associate Administrator, Procurement Assistance, SBA.

COMPACT OF FREE ASSOCIATION BETWEEN THE U.S. AND THE GOVERNMENT OF PALAU

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs held a hearing on H.J. Res. 597, to authorize entry into force of the Compact of Free Association between the United States and the Government of Palau. Testimony was heard from the following officials of Palau: Joshua Koshiba, President, John T. Sugiyama and Tommy E. Remengesau, all Members of the Senate; Santos Olikong, Speaker, Hideo Teremeteet and Ignacio Anastacio, all Members of the House of Delegates; Haruo Willter, Special Assistant to the President; and John K. Rechucher, Governor, Ngardmau.

Hearings continue July 12.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 3957, Delaware and Lehigh Navigation Canal National Heritage Corridor Act of 1988; and H.R. 4039, to disclaim any right, title, or interest of the United States in certain lands in the State of California which form a part of the right-of-way granted by the United States to the Southern Pacific Transportation Co., to declare that those lands have been abandoned by the railroad. Testimony was heard from Representatives Stark and Ritter; from the following officials of the Department of the Interior: Jerry Rogers, Associate Director, Cultural Resources, National Park Service; and Roland Robison, Deputy Director, Bureau of Land Management; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources held on oversight hearing on the Department of Interior's proposed Arctic National Wildlife Refuge Land Exchanges. Testimony was heard from James Duffus, III, Associate Director, Resources, Community, and Economic Development Division, GAO; Robert E. Gilmore, Special Assistant to the Director, U.S. Fish and Wildlife Service, Department of the Interior; from the following officials of the State of Alaska: James E. Eason, Director, Division of Oil and Gas; and Gary Gustafson, Director, Division of Land and Water Management, Department of Natural Resources; and public witnesses.

PARIMUTUEL LICENSING SIMPLIFICATION ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights approved for full Committee action, as amended, H..R 4458, Parimutuel Licensing Simplification Act of 1988.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT COURT JUDGE WALTER L. NIXON, JR.

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on the inquiry into the conduct of U.S. District Judge Walter L. Nixon, Jr.. Testimony was heard from a public witness.

Hearings continue tomorrow.

SATELLITE HOME VIEWER COPYRIGHT ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action, as amended, H.R. 2848, Satellite Home Viewer Copyright Act of 1987.

IMPEACHING ALCEE L. HASTINGS

Committee on the Judiciary: Subcommittee on Criminal Justice approved for full Committee action the introduction of a resolution impeaching U.S. District Court Judge Alcee L. Hastings.

IMPLEMENTATION OF THE SUPERFUND AMENDMENTS AND REAUTHORIZATION ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on the implementation of the Superfund Amendments and Reauthorization Act of 1986. Testimony was heard from J. Winston Porter, Assistant Administrator, Solid Waste and Emergency Response, EPA.

NATIONAL SUPERCONDUCTIVITY AND COMPETITIVENESS ACT

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials approved for full Committee action, as amended, H.R. 3048, to establish a national Federal program effort in close collaboration with the private sector to develop as rapidly as possible the applications of superconductivity to enhance the Nation's economic competitiveness and strategic wellbeing.

OVERSIGHT

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials oversight hearing on the National Critical Materials Council. Testimony was heard from the following officials of the OTA: Greg Eyring; and John A. Alic, both Project Directors; Donald P. Hodel, Chairman, National Critical Materials Council; and a public witness.

ANTI-APARTHEID ACT AMENDMENTS; MISCELLANEOUS TARIFF MEASURES

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action the following: H.R. 1580, Anti-Apartheid Act Amendments of 1988; and some 57 non-controversial miscellaneous tariff bills.

Friday, July 8, 1988

Senate

Chamber Action

Routine Proceedings, pages 17310–17394

Measures Introduced: Four bills were introduced, as follows: S. 2621–2624.

Page 17365

Measures Reported: Reports were made as follows:

S. 1418, to direct the Secretary of the department in which the United States Coast Guard is operating to cause the vessel MV *Polar Ice* to be entitled to engage in the coastwise trade. (S. Rept. No. 100–419)

S. 2300, issue a fisheries license for the operation of the vessel MV *Ocean Cyclone.* (S. Rept. No. 100–420)

S. 2331, to issue a fisheries license for the operation of the vessel MV *Ocean Tempest.* (S. Rept. No. 100–421)

S. 2417, to authorize a certificate of documentation for certain vessels. (S. Rept. No. 100–422)

S. 2493, to authorize a certificate of documentation for the vessel *Compass Rose III.* (S. Rept. No. 100–423)

S. 2215, to amend the Office of Federal Procurement Policy Act to authorize appropriations for an additional four years, and for other purposes, with amendments. (S. Rept. No. 100–424)

Page 17364

Measures Passed:

Helsinki Human Rights Day: The Committee on the Judiciary was discharged from the further consideration of S.J. Res. 338, to designate August 1, 1988, as "Helsinki Human Rights Day," and the joint resolution was then passed.

Page 17391

District of Columbia Appropriations, 1989: Senate continued consideration of H.R. 4776, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989, taking action on additional amendments proposed thereto, as follows:

Pages 17320, 17351

Adopted:

(1) Warner modified Amendment No. 2536, to provide that, if by May 1, 1989, the District of Columbia government has not adopted and implemented no later than September 30, 1989, a preference system that does not preclude the hiring of noncity residents, none of the Federal funds provided or otherwise made available by the Act may be used to pay the salary or expenses of any officer, employee, or agent who is engaged in implementing, administering, or enforcing a District of Columbia residency requirement with respect to employees or the Government of the District of Columbia.

Page 17322

(2) Harkin Amendment No. 2537, to provide increased funds for the Commission on the Arts and Humanities.

Page 17324

(3) Harkin Amendment No. 2538, to provide that such sums as may be necessary for fiscal year 1989 pay raises for programs funded by the Act shall be absorbed within the levels provided in the Act.

Page 17324

(4) Nickles (for Helms) Amendment No. 2539, to provide that none of the Federal funds provided by the Act shall be obligated or expended after December 31, 1988, if on that date the District of Columbia has not repealed D.C. Law 6–170, the Prohibition of Discrimination in the Provision of Insurance Act of 1986 (D.C. Law 6–170).

Page 17325

(5) Humphrey Amendment No. 2540, to provide that none of the funds under the Act for the Mayor of the District of Columbia shall be expended after January 1, 1989, if on that date, using existing powers, the Department of Human Services has not implemented a system of mandatory reporting of individual abortions performed in the District of Columbia, and categories of data collected under such system shall be substantially similar to those collected by the National Center for Health Statistics, that the Department of Human Services shall not require reporting of the identity of the aborting woman or the abortion provider, and shall ensure that the identity of the aborting woman and abortion provider remain strictly confidential, and data be used for statistical purposes only.

Page 17325

Pending:

Armstrong Amendment No. 2541, to provide that it shall not be an unlawful discriminatory practice in the District of Columbia for any educational institution that is affiliated with a religious organization or closely associated with the tenets of a religious organization to deny, restrict, abridge, or condition (a) the use of any fund, service, facility, or benefit, or (b) the granting of any endorsement, approval, or recognition, to any person or persons that are organized for, or engaged in, promoting, encouraging, or condoning any homosexual act, lifestyle, orientation, or belief.

Page 17335

By 43 yeas to 40 nays (Vote No. 234), Senate upheld a ruling of the Chair which did not sustain a point of order against the above amendment.

Page 17352

By 42 yeas to 41 nays (Vote No. 235), Senate agreed to a motion to reconsider the above vote. (The point of order and the appeal of the ruling of the Chair were subsequently withdrawn.)

Page 17353

A unanimous-consent agreement was reached providing for further consideration of the bill and the amendment pending thereto on Monday, July 11.

Page 17361

Energy Policy and Conservation Act: Senate concurred in the amendment of the House to S. 2203, to extend the expiration date of title II of the Energy Policy and Conservation Act.

Page 17391

Nominations Confirmed: Senate confirmed the following nominations:

Jill E. Kent, of the District of Columbia, to be an Assistant Secretary of the Treasury.

Paul D. Taylor, of New York, to be Ambassador to the Dominican Republic.

Robert S. Barrett IV, of Virginia, to be Ambassador to the Republic of Djibouti.

Daniel A. O'Donohue, of Virginia, to be Ambassador to the Kingdom of Thailand.

Mary A. Ryan, of Texas, to be Ambassador to the Kingdom of Swaziland.

Jeffrey Davidow, of Virginia, to be Ambassador to the Republic of Zambia.

Richard L. Williams, of the District of Columbia, to be Ambassador to the Mongolian People's Republic.

Philip D. Winn, of Colorado, to be Ambassador to Switzerland.

Sheldon J. Kyrs, of Maryland, to be an Assistant Secretary of State.

Warren Zimmermann, of Virginia, to be Ambassador to the Federal Republic of Yugoslavia.

E. Allan Wendt, of California, for the rank of Ambassador during his tenure of service as Senior Representative for Strategic Technology Policy, Office of the Under Secretary of State for Coordinating Security Assistance Programs.

Stephen R. Hammern, Jr., of Virginia, for the rank of Ambassador during his tenure of service as United States Negotiator for Strategic Nuclear Arms.

Page 17393

Communications: Page 17363

Statements on Introduced Bills: Page 17365

Amendments Submitted: Page 17369

Additional Cosponsors: Page 17368

Authority for Committees: Page 17370

Notices of Hearings: Page 17370

Additional Statements: Page 17370

Quorum Calls: One quorum call was taken today—(Total—22)

Page 17353

Record Votes: Two record votes were taken today. (Total—235)

Page 17352

Recess: Senate convened at 9:30 a.m., and recessed at 4:51 p.m., until 10 a.m., on Monday, July, 11, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 17393.)

Committee Meetings

DEFENSE APPROPRIATIONS, 1989

Committee on Armed Services: Committee met in closed session to discuss H.R. 4781, appropriating funds for fiscal year 1989 for the Department of Defense and possible committee amendments thereto, but made no announcements.

GOVERNMENT CONSULTANTS

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office, and Civil Service resumed hearings to review whether Federal agencies are improperly hiding consultant costs in their budgets, the costs of consultants, and allegations that the Inspector General is not enforcing current laws regarding consultant contracts, receiving testimony from Senator Levin; Derek Van der Schaaf, Deputy Inspector General, and William H. Reed, Director, Defense Contract Audit Agency, both of the Department of Defense; Richard Stubbing, Duke University, Durham, North Carolina; Lawrence Korb, The Brookings Institution, and James H. Falk, Coffey, McGovern and Noel, both of Washington, DC; and Colonel James Burton, U.S.A.F. (Ret.).

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, July 11.

Committee Meetings

INTEGRITY OF THE DOD ACQUISITION SYSTEM AND ITS IMPACT ON U.S. NATIONAL SECURITY

Committee on Armed Services: Continued hearings on the current integrity of the Department of Defense acquisition system and the impact of the current investigation on the procurement fraud on the U.S. national security. Testimony was heard from the following former officials of the Department of Defense: James Wade, Assistant Secretary, Acquisition and Logistics; and Richard DeLauer, Under Secretary, Research and Engineering.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT COURT JUDGE WALTER L. NIXON, JR.

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued hearings on the inquiry into the conduct of U.S. District Judge Walter L. Nixon, Jr. Testimony was heard from a public witness.

Hearings continue July 12.

Joint Meeting

JUNE EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to review the employment/unemployment situation for June, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

◆◆◆◆◆◆◆◆◆◆◆◆

Monday, July 11, 1988

Senate

Chamber Action

Routine Proceedings, pages 17435–17563

Measures Introduced: Five bills and two resolutions were introduced, as follows: S. 2625–2629, S.J. Res. 349, and S. Con. Res. 132.

Page 17537

Measures Reported: Reports were made as follows:

S. 1236, to reauthorize relocation under the Navajo-Hopi Relocation Program, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–425)

Measures Passed:

Hearing Aid Compatibility Act: Senate passed H.R. 2213, to require certain telephones to be hearing aid compatible, after striking all after the enacting clause and inserting in lieu thereof the text of S. 314, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute.

Page 17561

S. 314 was subsequently indefinitely postponed.

Page 17563

District of Columbia Appropriations, 1989: By 64 yeas to 29 nays (Vote No. 237), Senate passed H.R. 4776, to appropriate funds for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989, after agreeing to an additional amendment proposed thereto, as follows:

Page 17445

By 58 yeas to 33 nays (Vote No. 236), Armstrong Amendment No. 2541, to provide that it shall not be an unlawful discriminatory practice in the District of Columbia for any educational institution that is affiliated with a religious organization or closely associated with the tenets of a religious organization to deny, restrict, abridge, or condition (a) the use of any fund, service, facility or benefit, or (b) the granting of any endowment, approval, or recognition, to any person or persons that are organized for, or engaged in, promoting, encouraging, or condoning any homosexual act, lifestyle, orientation, or belief.

Page 17445

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Harkin, Lautenberg, Reid, Stennis, Nickles, Grassley, and Hatfield.

Page 17448

S. 2562, companion measure, was indefinitely postponed.

Page 17448

Veterans' Administration Adjudication Procedure and Judicial Review Act: By 86 yeas to 11 nays (Vote No. 239), Senate passed S. 11, to amend title 38, United States Code, to establish certain procedures for the adjudication of claims for benefits under laws administered by the Veterans' Administration, to apply the provisions of section 553 of title 5, United States Code, to rulemaking procedures of the Veterans' Administration, to provide for judicial review of certain final decisions of the Board of Veterans' Appeals, and to provide for the payment of reasonable fees to attorneys for rendering legal representation to individuals claiming benefits under laws administered by the Veterans' Administration, after agreeing to a committee amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows:

Page 17448

Adopted:

Cranston-Simpson Amendment No. 2543, of a technical nature.

Page 17477

Rejected:

Murkowski Amendment No. 2542, in the nature of a substitute. (By 61 yeas to 36 nays (Vote No. 238), Senate tabled the amendment.)

Page 17461

Department of Veterans' Affairs Act of 1988: Senate began consideration of S. 533, to establish the Veterans' Administration as an executive department and to establish the National Commission on Executive Organizations and Management, agreeing to a committee amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows:

Pages 17483, 17563

Adopted:

Cranston-Murkowski Amendment No. 2546, to establish certain positions within the Veterans' Benefit Administration of the Department of Veterans' Affairs.

Page 17503

Rejected:

(1) Murkowski Amendment No. 2547, to change the effective date of the Act. (By 52 yeas to 43 nays (Vote No. 240), Senate tabled the amendment.)

Page 17504

(2) Simpson Amendment No. 2548, to improve administrative and judicial protections for claimants under laws administered by the Veterans' Administration. (By 83 yeas to 11 nays (Vote No. 241), Senate tabled the amendment.)

Page 17515

A unanimous-consent agreement was reached providing for a final vote to occur on the bill at 9:15 a.m. on Tuesday, July 12.

Page 17561

Indefinitely Postponed:

Minority Business Development Program Reform Act: Senate indefinitely postponed S. 1993, to improve the growth and development of small business concerns owned and controlled by socially and economically disadvantaged individuals, especially through participation in the Federal procurement process.

Page 17563

Messages From the President: Senate received the following messages from the President of the United States:

Received on Friday, July 8, during the recess:

(1) Message on developments concerning the national emergency with respect to Libya that was declared in Executive Order No. 12543, of January 7, 1986; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–146)

(2) Transmitting the 1987 annual report of the National Advisory Council on Adult Education; which was referred to the Committee on Labor and Human Resources. (PM–147)

Page 17536

Nominations Received: Senate received the following nominations:

Received on July 8, during the recess:

Salvatore R. Martoche, of New York, to be an Assistant Secretary of the Treasury.

B. Kent Burton, of Virginia, to be Assistant Secretary of Commerce for Oceans and Atmosphere.

Richard C. Houseworth, of Arizona, to be a Member of the Board of Directors of the Export-Import Bank of the United States.

The following-named persons to be Members of the Board of Trustees of the James Madison Memorial Fellowship Foundation:

Joan R. Challinor, of the District of Columbia.

Betty Southard Murphy, of Virginia.

Brenda Premo, of California, to be a Member of the National Council on the Handicapped.

Don E. Newquist, of Texas, to be a Member of the United States International Trade Commission.

2 Air Force nominations in the rank of general.

Page 17564

Received today:

John O. Colvin, of Virginia, to be a Judge of the United States Tax Court.

Page 17564

Messages From the President: Page 17537

Messages From the House: Page 17537

Statements on Introduced Bills: Page 17537

Amendments Submitted: Page 17546

Additional Cosponsors; Page 17543

Authority for Committees: Page 17554

Additional Statements: Page 17554

Record Votes: Six record votes were taken today. (Total—241)

Pages 17447, 17448, 17476, 17478, 17510, 17531

Recess: Senate convened at 10 a.m., and recessed at 8:16 p.m., until 9 a.m., on Tuesday, July 12, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 17563.)

Committee Meetings

DEFENSE ACQUISITION

Committee on Armed Services: Committee held hearings on the defense acquisition process, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs Division, and James F. Hinchman, General Counsel, all of the General Accounting Office.

Hearings will continue tomorrow.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Joseph F. Salgado, of California, to be Deputy Secretary of Energy, Donna R. Fitzpatrick, of the District of Columbia, to be Under Secretary of Energy, and Robert O. Hunter, Jr., of California, to be Director of the Office of Energy Research, Department of

Energy, after the nominees testified and answered questions in their own behalf.

HEALTH TREATMENT OF MEDICARE PATIENTS

Committee on Finance: Subcommittee on Health held hearings to review patient outcome assessment research, to examine the appropriateness, necessity and effectiveness of medical treatments and procedures for Medicare recipients, receiving testimony from William L. Roper, Administrator, Health Care Financing Administration, and Michael Fitzmaurice, Director, National Center for Health Services Research and Health Care Technology Assessment, Public Health Service, both of the Department of Health and Human Services; Joseph A. Califano, Jr., Dewey, Ballantine, Bushby, Palmer and Wood, and Andrew H. Webber, American Medical Peer Review Association, both of Washington, DC; Robert B. Keller, Maine Medical Assessment Foundation, Augusta; Paul M. Ellwood, InterStudy, Excelsior, Minnesota; John E. Wennberg, Dartmouth Medical School, Hanover, New Hampshire; Robert E. McAfee, on behalf of the American Medical Association, Chicago, Illinois; and Eva N. Skinner, American Association of Retired Persons, Los Angeles, California.

Hearings were recessed subject to call.

BERNE CONVENTION

Committee on Foreign Relations: Committee concluded hearings on the Berne Convention for the Protection of Literary and Artistic Works (Treaty Doc. 99-27), after receiving testimony from Eugene J. McAllister, Assistant Secretary of State for Economic and Business Affairs; Ralph Oman, Register of Copyrights, Library of Congress; and John K. Uilkema, American Bar Association, Washington, DC.

DRUGS/LAW ENFORCEMENT/FOREIGN POLICY

Committee on Foreign Relations: Subcommittee on Terrorism, Narcotics and International Operations resumed hearings to review international drug control programs, focusing on law enforcement and foreign policy issues regarding Haiti and Panama, receiving testimony from Thomas V. Cash, Special Agent in Charge (Miami Division), Drug Enforcement Agency, Department of Justice; Richard N. Holwill, Deputy Assistant Secretary for the Caribbean, Department of State; Roger Biamby, Haitian Community Center, Miami, Florida; and John McCann, an incarcerated witness.

Hearings continue tomorrow.

RURAL HEALTH CARE

Special Committee on Aging: Committee concluded hearings to examine certain problems and challenges surrounding the provision of health care to rural communities, and to review recommendations and innovative strategies to deal with these problems, after receiving testimony from David N. Sundwall, Administrator, Health Resources Services Administration, Department of Health and Human Services; Sandral Hullett-Robertson, West Alabama Health Services, Eutaw, Alabama; Pat Nessland, Francis Mahon Deaconess Hospital, Glasgow, Montana; James L. May, Northwest Health Services, Mound City, Missouri; and Kevin M. Fickenscher, Center for Rural Health Services, Grand Forks, North Dakota.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 5008–5010; 1 private bill, H.R. 5011; and 2 resolutions, H.J. Res. 606 and H. Con. Res. 331 were introduced.

Page 17433

Bills Reported: Reports were filed as follows:

H.R. 3361, to amend the Public Health Service Act to establish within the National Institutes of Health a National Institute on Deafness and other Communication Disorders, amended (H. Rept. 100–761);

H.R. 4833, to amend the Public Health Service Act to revise and extend the programs of nurse education established in title VIII of such Act, amended (H. Rept. 100–762);

H.R. 4915, to amend the Public Health Service Act to revise and extend the program of grants for the prevention and control of sexually transmitted diseases (H. Rept. 100–763, foregoing filed on July 8);

Report entitled "The State Department's Travel Advance and Domestic Cashiering Operations: Longstanding Management Deficiencies Must Be Corrected" (H. Rept. 100–764); and

Conference report on H.J. Res. 90, to authorize and request the President to call and conduct a White House Conference on Library and Information Services to be held not later than September 1, 1989, and not later than September 30, 1991 (H. Rept. 100–765).

Page 17433

Presidential Messages: Read the following messages from the President:

Libyan emergency: Message wherein he reports on developments concerning the national emergency with respect to Libya—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 100–211); and

Page 17396

Adult education: Message wherein he transmits the 1987 annual report of the National Advisory Council on Adult Education—referred to the Committee on Education and Labor.
Page 17396

Suspensions: House voted to suspend the rules and pass the following measures:

John Muir Historic Site: H.R. 4315, amended, to provide for the inclusion of certain lands within the John Muir National Historic Site;
Page 17398

Michigan public lands improvement: H.R. 4375, amended, to improve the management of certain public lands in the State of Michigan;
Page 17399

Food, Drug, and Cosmetic Act anniversary: H.J. Res. 600, to commemorate the fiftieth anniversary of the passage of the Federal Food, Drug, and Cosmetic Act;
Page 17402

Nurse education programs: H.R. 4833, amended, to amend the Public Health Service Act to revise and extend the programs of nurse education established in title VIII of such Act;
Page 17409

Sexually transmitted diseases prevention: H.R. 4915, to amend the Public Health Service Act to revise and extend the program of grants for the prevention and control of sexually transmitted diseases; and
Page 17415

Bankruptcy judges and magistrates retirement: H.R. 4340, amended, to provide for retirement and survivors' annuities for bankruptcy judges and United States magistrates. Subsequently, this passage was vacated and S. 1630, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.
Page 17416

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Tuesday, July 12:

State veterans' cemeteries: H.R. 4861, to amend title 38, United States Code, to authorize appropriations for grants for State veterans' cemeteries; and
Page 17396

National Institute on Deafness: H.R. 3361, amended, to amend the Public Health Service Act to establish within the National Institutes of Health a National Institute on Deafness and Other Communication Disorders.
Page 17403

Referral: One Senate-passed measure was referred to the appropriate House committee.
Page 17432

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 2:25 p.m.

Committee Meeting

REFORM OF THE SECURITIES LAW PROHIBITING INSIDER TRADING

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on proposals for reform of the securities laws prohibiting insider trading. Testimony was heard from David S. Ruder, Chairman, SEC; Rudolph W. Giuliani, U.S. Attorney, Southern District of New York; and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆

Tuesday, July 12, 1988

Senate

Chamber Action

Routine Proceedings, pages 17581–17735

Measures Introduced: Five bills were introduced, as follows: S. 2630–2634.
Page 17703

Measures Passed:

Department of Veterans' Affairs Act of 1988: The Committee on Governmental Affairs was discharged from the further consideration of H.R. 3471, to establish the Veterans' Administration as an executive department and to establish the National Commission on Executive Organizations and Management, and, by 84 yeas to 11 nays (Vote No. 242), the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 533, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute, as amended.

S. 533, companion measure, was indefinitely postponed.
Page 17586

Department of Transportation Appropriations, 1989: By 91 yeas to 6 nays (Vote No. 243), Senate passed H.R. 479, to appropriate funds for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989, after agreeing to committee amendments and taking action on amendments proposed thereto, as follows:
Pages 17589, 17624

Adopted:

(1) Pryor Amendment No. 2549, to reduce certain funds for consulting services involving management

and professional services, special studies and analyses, technical assistance, and management review of program funded organizations, consulting services involving management and support services for research and development activities, engineering development and operational systems development, technical representatives, training, quality control, testing, and inspection services, specialized medical services, and public relations.

Page 17600

(2) Harkin Amendment No. 2550, to provide funds for local rail service assistance.

Page 17602

(3) Lautenberg (for Hollings) Amendment No. 2551, to allow a highway project involving the relocation of an interstate highway to be eligible for interstate discretionary funding.

Page 17603

(4) McCain Amendment No. 2552, to provide that, not later than 90 days of enactment of the Act, the Administrator of the Federal Aviation Administration shall institute a rulemaking proceeding to consider the need for changes to the existing regulation concerning the allocation and transfer of "slots" held by air carriers and commuter operators at each of the 4 airports covered by the final rule regarding Slot Allocation and Transfer Methods at High Density Traffic Airports, published in the Federal Register on December 20, 1985.

Page 17607

(5) Dixon-Simon Amendment No. 2553, to prohibit the closing of certain search and rescue operations of the United States Coast Guard prior to certain evaluations and recommendations with respect thereto.

Page 17608

(6) Lautenberg Amendment No. 2554, to provide that the Coast Guard shall reopen and maintain the Coast Guard search and rescue stations located at Shark River, New Jersey, East Port, Maine, Block Island, Rhode Island, Ashtabula, Ohio, North Superior, Minnesota, Lake Tahoe, California, Kennewick, Washington, Kauai, Hawaii, and Mare Island, California, and reactivate the Coquille and Rogue River Patrols in Oregon, and shall maintain the Coast Guard search and rescue station located at Bayfield, Wisconsin on a year-round basis.

Page 17610

(7) Moynihan Amendment No. 2555, to provide that no funds shall be available for obligation by the Secretary of Transportation, unless the Secretary implements a program not to reduce apportionment under section 154, title 23, United States Code, for non-compliance with subsection (f) of such section during fiscal years 1987 and 1988, and until September 30, 1989.

Page 17612

(8) Symms Amendment No. 2556, to authorize the Secretary of Transportation to carry out work on the United States Route 95 highway in the State of Idaho, from Eastport of Homedale.

Page 17613

(9) Rudman Amendment No. 2557, to provide that no funds shall be available to the Massachusetts Port Authority subsequent to a determination by the Department of Transportation that the landing fee structure adopted by the Massachusetts Port Authority on March 16, 1988, for Logan International Airport, is not consistent with the Federal Aviation Act of 1958 (49 U.S.C. app. 1301 et seq.), or with national transportation policy, if such fee structure remains in effect after such determination, and that the Department of Transportation shall make such determination prior to December 5, 1988.

Page 17622

(10) Lautenberg (for Helms and Sanford) Amendment No. 2558, to authorize the Secretary of Transportation to carry out the U.S. Route 23 and the Charlotte Outer Loop Projects in the State of North Carolina.

Page 17626

(11) D'Amato (for Gramm) Amendment No. 2559, to authorize the Secretary of Transportation, not to exceed $500,000, to assist local interests in developing planning studies for the relocation of railroad tracks on college campuses to eliminate hazardous, unsafe, and adverse environmental conditions.

Page 17626

(12) Murkowski Amendment No. 2560, to deny funds for construction projects that use the services of a contractor or subcontractor of a foreign country that denies fair and equitable access to United States projects and services in construction projects in that foreign country.

Page 17627

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Lautenberg, Stennis, Byrd, Chiles, Harkin, Proxmire, Inouye, D'Amato, Cochran, Kasten, Weicker, and Hatfield.

Page 17633

HUD-Independent Agencies Appropriations, 1989: Senate began consideration of H.R. 4800, to appropriate funds for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989, after agreeing to committee amendments and taking action on amendments proposed thereto, as follows:

Page 17634

Adopted:

(1) Lautenberg Amendment No. 2562, expressing the intention of the Senate to make new appropriations for the Urban Development Action Grants program if additional funds become available.

Page 17565

(2) Inouye Amendment No. 2564, providing funds to establish a task force to evaluate and report all pertinent factors relating to discharges from sugar cane processing mills on the Hilo-Hamakua Coast of the Island of Hawaii.

Page 17668

(3) Mikulski Amendment No. 2565, to earmark additional funds for worker training in asbestos abatement.

Page 17670

(4) Daschle Amendment No. 2566, to increase appropriations for Indian housing and reduce the appropriation for public housing modernization (as amended below).

Page 17671

(5) Garn Amendment No. 2567 (to Amendment No. 2566), of a perfecting nature, to reduce the amount of appropriations for such Indian housing programs.

Page 17674

(6) Bingaman Amendment No. 2568, to make appropriations for the Competitiveness Policy Council.

Page 17674

(7) By 63 yeas to 33 nays (Vote No. 246), Durenberger Amendment No. 2569, making funds available for grants to States for the control of nonpoint source pollution pursuant to the Federal Water Pollution Control Act, and for the protection of wellhead areas pursuant to the Safe Drinking Water Act.

Pages 17675, 17676, 17684

(8) Pryor Amendment No. 2570, to reduce certain funds for consulting services involving management and professional services, special studies and analyses, technical assistance, and management review of program funded organizations.

Page 17675

(9) Adams Amendment No. 2571, to require the Administrator of the Environmental Protection Agency to submit a plan to the Congress under which such agency shall participate in the Pacific Northwest Hazardous Substance Research, Development, and Demonstration Center.

Page 17682

(10) Chafee Amendment No. 2572, to provide for an Environmental Protection Agency study on the regulation of ozone depleting substances.

Page 17683

(11) Garn (for Hecht) Amendment No. 2573, to provide that within six months of the date of enactment, the Administrator of the Environmental Protection Agency shall report to the Congress on the feasibility of using treated effluent waters from communities within the Carson River Basin, Nevada, to improve the Lahontan Valley wetlands.

Page 17683

(12) Chafee Amendment No. 2574, to express the sense of the Senate urging the President of the United States to call for an international convention on the greenhouse effect and protection of the Earth's climate.

Page 17685

(13) Garn Amendment No. 2575, to express the sense of the Senate that the space station should be adequately funded and that the budget allocation for the HUD-Independent Agencies Subcommittee be raised to accommodate such amounts and to address the array of other high priority programs funded by this bill.

Page 17688

(14) Garn Amendment No. 2576, to establish a new Science, Space and Technology Education Trust Fund, to provide grants to the Challenger Center and other educational programs on a matching basis.

Page 17688

Rejected:

(1) By 34 yeas to 63 nays (Vote No. 244), Heinz Amendment No. 2561, to provide an appropriation for the Urban Development Action Grants program.

Page 17644

(2) By 34 yeas to 64 nays (Vote No. 245, Moynihan/Lautenberg Amendment No. 2563, to transfer certain appropriations to the National Aeronautics and Space Administration to appropriations for certain Environmental Protection Agency programs.

Page 17657

A unanimous-consent agreement was reached providing for a final vote to occur on the bill at 10 a.m. on Wednesday, July 13.

Page 17685

Bicentennial of the U.S. Congress Commemorative Coin Act: Senate receded from its amendments numbered 1–17, 19–22, 24–27, 29–35, and 37–39 to H.R. 3251, to require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the United States Congress, and concurred with the House amendment to the Senate amendment numbered 36, with a Proxmire Amendment No. 2577, to provide that all provisions of this Act, other than section 10, shall be repealed on the day after the date of enactment of this Act, and no person shall be liable for not complying with such provisions (other than section 10) while they are in effect.

Page 17733

Nominations Confirmed: Senate confirmed the following nominations:

S. Jay Plager, of Indiana, to be Administrator of the Office of Information and Regulatory Affairs.

Charles S. Whitehouse, of Virginia, to be an Assistant Secretary of Defense.

David S.C. Chu, of the District of Columbia, to be an Assistant Secretary of Defense.

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Messages From the House: **Page 17702**

Measures Referred: **Page 17702**

Measures Ordered Placed on Calendar: Page 17702

Petitions and Memorials: Page 17702

Statements on Introduced Bills: Page 17703

Amendments Submitted: Page 17721

Additional Cosponsors: Page 17720

Authority for Committees: Page 17726

Notices of Hearings: Page 17726

Additional Statements: Page 17726

Record Votes: Five record votes were taken today. (Total—246) Pages 17588, 17633, 17656, 17668, 17684

Recess: Senate convened at 9 a.m., and recessed at 8:20 p.m., until 9 a.m. on Wednesday, July 13, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 17735.)

Committee Meetings

DROUGHT RELIEF

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on S. 2631, to provide emergency drought relief assistance, after receiving testimony from Senators Exon, Riegle, and Levin; and Richard E. Lyng, Secretary, Peter Myers, Deputy Secretary, and Richard Goldberg, Acting Under Secretary for International Affairs and Commodity Programs, all of the Department of Agriculture.

DEFENSE ACQUISITION

Committee on Armed Services: Committee continued hearings on the defense acquisition process, receiving testimony from Frank C. Carlucci III, Secretary of Defense; Robert B. Costello, Under Secretary of Defense for Acquisition; and Kathleen A. Buck, General Counsel, Department of Defense.

Hearings were recessed subject to call.

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings to review the conduct of the Federal Reserve System's monetary policy, receiving testimony from Alan Blinder, Princeton University, Princeton, New Jersey; Rudiger Dornbusch, Massachusetts Institute of Technology, Cambridge; Ray Fair, Yale University, New Haven, Connecticut; and David Hale, Kemper Financial Services Incorporated, Chicago, Illinois.

Hearings continue tomorrow.

QUALIFYING SHIPS FOR OPERATING DIFFERENTIAL SUBSIDIES

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings on S. 2510, to qualify certain foreign built U.S. flag ships for operating-differential subsidies, after receiving testimony from John A. Gaughan, Administrator, Maritime Administration, Department of Transportation; Robert L. Hintz, Sea-Land Corporation, Iselin, New Jersey; George Hearn, Waterman Steamship Corporation, and Richard V. Parks, Farrell Lines, Inc., both of New York, New York; W.J. Amoss, Jr., Lykes Brothers Steamship Company, Inc., and Erik Johnsen, Central Gulf Lines, Inc., both of New Orleans, Louisiana; Timothy J. Rhein, American President Lines, Ltd., Oakland, California; Leo J. Collar, Crowley Maritime Corporation, San Francisco, California; Warren G. Leback, Puerto Rico Marine Management, Inc., Edison, New Jersey; and John J. Stocker, Shipbuilders Council of America, Washington, DC.

ROYALTY MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Mineral Resources Development and Production concluded oversight hearings on the Department of the Interior royalty management program, after receiving testimony from Alan R. Taradash and Ervin Chavez, both of the Shii Shi Keyah Association, Albuquerque, New Mexico; Thurman Velarde, Jicarilla Apache Tribe, Dulce, New Mexico; Raymond White Tail Feather, Assiniboine and Sioux Tribes, Poplar, Montana; Gary Collins, Arapaho Business Council, and John Washakie, Shoshone Business Council, both of Fort Washakie, Wyoming; and Dianne Nielson, Utah Department of Natural Resources, Salt Lake City.

MISCELLANEOUS TAX PROVISIONS

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on miscellaneous tax bills, including S. 1239, to provide for use of the cash method of accounting with respect to certain short-term loans, S. 1821, to provide that certain services performed in the processing of fish or shellfish do not constitute employment for Federal tax purposes, S. 2078, to require a majority of employees to approve the establishment of an Employee Stock Ownership Plan, S. 2409, to provide a mechanism for taxpayers to contribute overpayments of income tax and other amounts to the National Organ Transplant Trust Fund, S. 2484, to enhance the incentive for increasing research activities, the provisions of H.R. 1961, to provide for the portability of employees' pension benefits after termination of employment, H.R. 2792, which has passed the House and has been referred to the Committee on Finance, to preserve certain Indian fishing rights, and proposed legislation to allow the Veterans' Administration access to third party tax data to verify income information of persons receiving means-tested VA benefits, after receiving testimony from Senator Evans; Representatives Jeffords and Daub;

Dennis E. Ross, Deputy Assistant Secretary of the Treasury for Tax Policy; R.J. Vogel, Chief Benefits Director, Department of Veterans' Benefits, Veterans' Administration; Frank S. Swain, Chief Council for Advocacy, United States Small Business Administration; Joseph J. Cordes, George Washington University, Martin N. Baily, The Brookings Institution, Anne E. Moss, Pension Rights Center, J. Michael Keeling, Employee Stock Ownership Association, and Suzan Shown Harjo, National Congress of American Indians, all of Washington, DC; David L. Wray, Profit Sharing Council of America, Chicago, Illinois; Charles Seaman, First State Bank of Warner, Warner, South Dakota; Gerald I. James, Lummi Indian Business Council, Bellingham, Washington; and Lee A. Callais, Sun Seafood Products, Ltd., Golden Meadow, Louisiana, representing the Louisiana Association of Crab Processors.

DRUGS/LAW ENFORCEMENT/FOREIGN POLICY

Committee on Foreign Relations: Subcommittee on Terrorism, Narcotics and International Operations continued hearings to review international drug control programs, focusing on law enforcement and foreign policy issues regarding Haiti and Panama, receiving testimony from John C. Lawn, Administrator, Drug Enforcement Administration, Department of Justice; Richard D. Gregorie, Chief Assistant U.S. Attorney for the Southern District of Florida; and Nestor Sanchez, former Deputy Assistant Secretary of Defense for Latin American Affairs.

Hearings continue on Thursday, July 14.

GOVERNMENT FRAUD, WASTE AND ABUSE

Committee on the Judiciary: Committee held hearings on H.R. 3911, to provide increased penalties for certain major frauds against the United States, and S. 1958, to establish within the Department of Justice regional government fraud investigative and prosecutive units, receiving testimony from Senator Proxmire; Representative Hughes; June Gibbs Brown, Inspector General, and Derek Vander Schaff, Deputy Inspector General, both of the Department of Defense; Victoria Toensing, Deputy Assistant Attorney General, Criminal Division, and Anton Valukas, U.S. Attorney for the Northern District of Illinois, both of the Department of Justice; Richard L. Fogel, Assistant Comptroller General, General Government Division, General Accounting Office; Brian M. Bruh, Associate Commissioner, Criminal Division, Internal Revenue Service, Department of the Treasury; Alan C. Brown, Miller and Chevalier, on behalf of the U.S. Chamber of Commerce, Don Fuqua, Aerospace Industries Association of America, Inc., and Danielle Brian-Bland, Project on Military Procurement, all of Washington, DC; King K. Culp, Magnavox Corporation, Fort Wayne, Indiana, on behalf of the Electronic Industries Association; and Frank W. Dunham, Cohen, Gettings, Alper and Dunham, Arlington, Virginia.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 5012–5025; and 11 resolutions, H.J. Res. 607–609, H. Con. Res. 332–334, and H. Res. 491–495 were introduced.

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Bills Reported: Reports were filed as follows:

H.R. 4124, to authorize appropriations to carry out the Atlantic Striped Bass Conservation Act for fiscal years 1989 through 1991, amended (H. Rept. 100–766);

H. Res. 491, providing for the consideration of S. 2527, to require advance notification of plant closings and mass layoffs, and providing for the consideration of H.R. 4848, to enhance the competitiveness of American industry (H. Rept. 100–767);

H. Res. 492, waiving certain points of order against the conference report on H.R. 4264, to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and against consideration of the conference report (H. Rept. 100–768);

H. Res. 493, providing for the consideration of H.R. 4519, to provide for the disposition of certain lands in Arizona under the jurisdiction of the Department of the Interior by means of an exchange of lands (H. Rept. 100–769); and

H. Res. 494, providing for the consideration of H.R. 3964, to establish a National Park System Review Board (H. Rept. 100–770).

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Journal: By a yea-and-nay vote of 258 yeas to 111 nays, Roll No. 222, the House approved the Journal of Monday, July 11.

Page 17736

Defense Savings Act: House passed H.R. 4481, to provide for the closing and realigning of certain military installations during a certain period.

Page 17741

Agreed to the amendment in the nature of a substitute, as amended, made in order by the rule (agreed to by a recorded vote of 374 ayes to 39 noes, Roll No. 224).

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Agreed to the Armey amendment in the nature of a substitute, as amended, by the Porter amendment, that provides that bases recommended by the Commission on Base Realignment and Closure to be closed would be done so unless both Houses of Congress disapprove the report; makes domestic bases the focal point of the Commission's review, rather than overseas bases; eliminates environmental impact and review requirements; and provides that not more than one half of the professional staff of the Commission be individuals who have been employed by the Department of Defense during 1988 (agreed to by a recorded vote of 223 ayes to 186 noes, Roll No. 223).

Pages 17757, 17762

Earlier, the House took the following actions on the amendment in the nature of a substitute made in order by the rule:

Agreed to:

The Weldon amendment that would have instructed the Commission to give particular consideration to the recommendations of local communities adjacent to or within a military installation, regarding closure or realignment of such installation; and

Page 17741

The Porter amendment that would have provided that not more than half of the professional staff of the Commission be individuals who have been employed by the Department of Defense during 1988.

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Rejected:

The Porter amendment that sought to increase the number of members of the Commission on Base Realignment and Closure from 9 to 15 members, reflecting a geographical balance (rejected by a division vote of 7 ayes to 9 noes);

Page 17743

The Davis of Illinois amendment that sought to increase the number of members of the Commission by adding four chairmen and four ranking minority members of relevant authorizing and appropriating subcommittees of the House and Senate;

Page 17746

The Porter amendment that sought to require that the professional staff of the Commission consist only of those individuals who were not employed by the Department of Defense in 1988 (rejected by a division vote of 4 ayes to 10 noes);

Page 17747

The Kolbe amendment that sought to strike language applying the provisions of the bill to military bases outside the United States; and

Page 17749

The Davis of Illinois amendment that sought to prohibit the Secretary of Defense from closing or realigning bases in the United States under the provisions of the bill, until foreign bases so designated by the Commission had been closed or realigned.

Page 17755

Suspensions: The House voted to suspend the rules and pass the following bills, which were debated on Monday:

State veterans' cemeteries: H.R. 4861, to amend title 38, United States Code, to authorize appropriations for grants for State veterans' cemeteries (agreed to by a yea-and-nay vote of 414 yeas, Roll No. 225); and

Page 17779

National Institute on Deafness: H.R. 3361, amended, to amend the Public Health Service Act to establish within the National Institutes of Health a National Institute on Deafness and Other Communication Disorders (agreed to by a yea-and-nay vote of 409 yeas to 2 nays, Roll No. 226).

Page 17779

Bankruptcy Judges and Magistrates Retirement: House insisted on its amendments to S. 1630, to provide for retirement and survivors' annuities for bankruptcy judges and magistrates; and asked conference. Appointed as conferees: Representatives Rodino, Kastenmeier, Synar, Moorhead, and Hyde.

Page 17780

Migrant Community Health Centers: House passed S. 2385, to amend title III of the Public Health Service Act to revise and extend the programs of assistance for primary health care and the program of health services for the homeless.

Page 17780

Agreed to the Waxman motion to strike out all after the enacting clause of the Senate bill and insert the language of H.R. 4503 as passed by the House.

Page 17782

Agreed to amend the title.

Page 17784

House then insisted on its amendments to S. 2385, and asked a conference. Appointed as conferees: Representatives Dingell, Waxman, Hall of Texas, Lent, and Madigan.

Page 17784

Nurse Education Programs: The Clerk was authorized to make a technical correction in the engrossment of H.R. 4833, to amend the Public Health Service Act to revise and extend the programs of nurse education established in title VIII of such Act.

Page 17784

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 17736, 17777, 17778, 17779. There were no quorum calls.

Adjournment: Met at noon and adjourned at 8:15 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported the following bills: H.R. 4694, amended, to amend the Perishable Agricultural Commodities Act to increase the statutory ceilings on license fees; H.R. 4060, amended, to provide hunger relief; H.R. 4936, amended, to authorize the Secretary of Agriculture and other agency heads to enter into agreements with foreign organizations for assistance in wildlife protection; H.R. 4998, to amend the Food Stamp Act of 1977 to make technical corrections in the family independence demonstration project.

The Committee also began consideration of H.R. 5015, Drought Assistance Act of 1988.

PERISHABLE AGRICULTURAL COMMODITIES ACT AMENDMENTS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition approved for full Committee action, as amended, H.R. 4694, to amend the Perishable Agricultural Commodities Act to increase the statutory ceilings on license fees.

LAND TRANSFER; DRUG LAW ENFORCEMENT ACTIVITIES OF THE FOREST SERVICE

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy held a hearing on H.R. 3680, to revoke certain public land orders, transfer certain public lands; and to hold a hearing to review the drug law enforcement activities of the Forest Service. Testimony was heard from Representatives Wyden and Craig; and F. Dale Robertson, Chief, Forest Service, USDA.

IMPACT OF GORBACHEV'S REFORM MOVEMENT ON THE SOVIET MILITARY

Committee on Armed Services: Defense Policy Panel met in executive session to hold a hearing on the impact of Gorbachev's reform movement on the Soviet military. Testimony was heard from Robert M. Gates, Deputy Director, CIA.

Hearings continue tomorrow.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Gen. Alfred M. Gray, Commandant, U.S. Marine Corps.

Hearings continue July 28.

MISCELLANEOUS MEASURES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage held a hearing on the following bills: H.R. 593, to request the President to award a gold medal on behalf of Congress to Andrew Wyeth, and to provide for the production of bronze duplicate of such medal for sale to the public; and H.R. 1270, to award a congressional gold medal to Mrs. Jesse Owens. Testimony was heard from Representatives Schulze and Stokes; and public witnesses.

COMMUNITY HOUSING PARTNERSHIP ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on H.R. 3891, to authorize the Secretary of Housing and Urban Development to carry out a cost-effective community-based program for housing rehabilitation and development to serve low- and moderate-income families. Testimony was heard from J. Jackson Walter, President, National Trust for Historic Preservation; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported, as amended, the following bills: H.R. 4904, to establish a program of grants to States to promote the provision of technology-related assistance to individuals with disabilities; and H.R. 4986, to amend the Higher Education Act of 1965 to reduce the default rate on student loans under that Act.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported, as amended, the following bills: H.R. 4118, Public Telecommunications Act of 1988; and H.R. 1861, to amend the Public Health Service Act to extend the program of block grants for preventive health and health services.

The Committee also began markup of H.R. 3343, Consumer Product Safety Improvement Act of 1987.

The Committee recessed subject to call.

SECURITIES ARBITRATION REFORM ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 4960, to amend the Securities Exchange Act of 1934 to provide for the fair, equitable, and voluntary arbitration of customer-broker disputes. Testimony was heard from David S. Ruder, Chairman, SEC; and public witnesses.

GORBACHEV'S REFORMS AND THEIR IMPLICATIONS FOR U.S. POLICY

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Gorbachev's Reforms and Their Implications for U.S. Policy. Testimony was heard from Ronald Lehman, Assistant Secretary, International Security Policy, Department of Defense.

SOLIDARITY CORNER

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East approved for full Committee action S. 2426, to designate 16th Street, Northwest, in front of the Polish Embassy as "Solidarity Corner."

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment approved for full Committee action the following bills: H.R. 4140, Nuclear Investigations Improvement Act of 1988; and H.R. 4689, to amend the Nuclear Waste Policy Act of 1982 with respect to the Office of the Nuclear Waste Negotiator.

COMPACT OF FREE ASSOCIATION BETWEEN THE U.S. AND THE GOVERNMENT OF PALAU

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs concluded hearings on H.J. Res. 597, to authorize entry into force of the Compact of Free Association between the United States and the Government of Palau. Testimony was heard from Mark S. Hayward, Deputy Assistant Secretary, Territorial and International Affairs, Department of the Interior; and James S. Berg, Director, Office of Freely Associated State Affairs, Department of State.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held an oversight hearing on effects of proposed permit fee regulations on the surface coal mining industry. Testimony was heard from Representatives Quillen, Gordon, Lloyd and Cooper; Robert Gentile, Acting Director, Office of Surface Mining, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: S. 1165, to authorize the Secretary of the Interior to provide for the development and operation of a visitor and environmental education center in the Pinelands National; and H.R. 4146, Washington Park Wilderness Bill of 1988. Testimony was heard from Senator Evans; Representatives Hughes, Saxton, Chandler, and Miller of Washington; Denis P. Galvin, Deputy Director, National Park Service, Department of the Interior; Larry Henson, Associate Deputy Chief, Forest Service, USDA; and public witnesses.

INQUIRY INTO THE CONDUCT OF U.S. DISTRICT COURT JUDGE WALTER L. NIXON, JR.

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights concluded hearings on the inquiry into the conduct of U.S. District Judge Walter L. Nixon, Jr. Testimony was heard from Walter L. Nixon, Jr., Judge, U.S. District Court, Southern District of Mississippi.

COMMISSION ON RACIALLY MOTIVATED VIOLENCE ACT

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on H.R. 3914, Commission on Racially Motivated Violence Act of 1988. Testimony was heard from Fred R. Harris, former Senator, State of Oklahoma; and public witnesses.

REFUGEE RESETTLEMENT EXTENSION ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law approved for full Committee action the introduction of a clean bill in lieu of H.R. 4827, Refugee Resettlement Extension Act of 1988.

SAN FRANCISCO BAY NATIONAL WILDLIFE REFUGE ENLARGEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4272, to enlarge the San Francisco Bay National Wildlife Refuge. Testimony was heard from Representatives Edwards of California and Stark; William F. Hartwig, Chief, Division of Realty, Fish and Wildlife Service, Department of the Interior; from the following Mayors of the State of California: Gus Morrision, City of Fremont; and David Smith, City of Newark; and public witnesses.

OPM'S HIRING PROPOSAL

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on the Office of Personnel and Management's new hiring procedures. Testimony was heard from Constance Horner, Director, OPM; Clarence Thomas, Chairman, EEOC; Anthony R. Ditrapani, Deputy Assistant Secretary, Department of the Navy; Rosslyn S. Kleeman, Associate Director, General Government Division, GAO; and public witnesses.

RATE SETTING PROCESS OF INTERNATIONAL POSTAGE RATES

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Human Rights and International Organizations of the Committee on Foreign Affairs held a joint hearing to review the rate setting process of international postage rates. Testimony was heard from Frank R. Heselton, Assistant Postmaster General, Rates and Classification Department, U.S. Postal Service; and public witnesses.

PLANT CLOSING NOTIFICATION ACT; OMNIBUS TRADE AND COMPETITIVENESS ACT

Committee on Rules: Granted S. 2527, Plant Closing Notification Act, a modified closed rule providing one hour of debate. The rule provides that no amendment is in order except an amendment in the nature of a substitute, if offered by Representative Michel or his designee printed in the Congressional Record of July 12, 1988. The Michel substitute is debatable for one hour, equally divided and controlled by the proponent of the amendment and a member opposed thereto. The rule provides one motion to recommit, which may not include instructions. Section two of the rule provides for the consideration of H.R. 4848, Omnibus Trade and Competitiveness Act of 1988. Waives all points of order against the bill and against its consideration. The rule provides two hours of general debate, to be equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means. No amendment to the bill is in order. Finally, the rule provides one motion to recommit only if offered by Representative Michel which may contain instructions. Testimony was heard from Chairmen Hawkins and Rostenkowski; and Representatives Clay, Durbin, Roukema, Bartlett, Schuette, McCrery, Michel, Tauke, and Coats.

CONFERENCE REPORT—NATIONAL DEFENSE AUTHORIZATION ACT

Committee on Rules: Granted a rule to the conference report on H.R. 4264, National Defense Authorization Act, Fiscal Year 1988, waiving all points of order against the conference report and against its consideration.

ARIZONA-FLORIDA LAND EXCHANGE ACT

Committee on Rules: Granted an open rule providing one and one-half hours of debate on H.R. 4519, Arizona-Florida Land Exchange Act of 1988. Testimony was heard from Chairman Udall and Representative Rhodes.

NATIONAL PARK SYSTEM REVIEW BOARD

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3964, to establish a National Park System Review Board. Testimony was heard from Chairman Udall and Representatives Vento and Rhodes.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

PENSION PORTABILITY

Committee on Ways and Means: Subcommittee on Oversight held a hearing to review the portability of pension plan benefits. Testimony was heard from Representative Jeffords; Joseph Delfico, Associate Director, Human Resources Division, GAO; Rosemary T. Marcuss, Assistant Director, Tax Analysis Division, CBO; David Walker, Assistant Secretary, Pension Welfare Benefits, Department of Labor; C. Eugene Steverle, Deputy Assistant Secretary, Tax Analysis, Department of the Treasury; and public witnesses.

INVESTMENT OF PENSION PLAN ASSETS

Committee on Ways and Means: Subcommittee on Oversight held a hearing to review the investment of pension plan assets. Testimony was heard from William Posner, Assistant Director, Employee Plans, Technical and Actuarial Division, IRS, Department of the Treasury; Alan Leibowitz, Deputy Assistant Secretary, Program Operations, Pension and Welfare Benefits Administration, Department of Labor; Joseph Delfico, Associate Director, Human Resources Division, GAO; and a public witness.

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Wednesday, July 13, 1988

Senate

Chamber Action

Routine Proceedings, pages 18089–18264

Measures Introduced: Eight bills and two resolutions were introduced, as follows: S. 2635–2642, and S.J. Res. 350–351.

Page 18240

Measures Reported: Reports were made as follows:

S. 1268, to amend the Foreign Agents Registration Act of 1938 (22 U.S.C.) by removing references to "political propaganda" and substituting "advocacy materials", with an amendment in the nature of a substitute.

Page 18239

Measures Passed:

HUD-Independent Agencies Appropriations, 1989: By 86 yeas to 11 nays (Vote No. 247), Senate passed H.R. 4800, to appropriate funds for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989, as amended.

Page 18095

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Proxmire, Stennis, Leahy, Johnston, Lautenberg, Mikulski, Inouye, Garn, D'Amato, Domenici, Grassley, Nickles, and Hatfield.

Page 18095

By unanimous consent, changes were authorized in the engrossment of Senate amendments to the bill (H.R. 4800, with regard to Chafee Amendment No. 2574, to conform the amendment to the appropriate style mandated by the United States Code.

Page 18263

Department of the Interior Appropriations, 1989: By 92 yeas to 4 nays (Vote No. 250), Senate passed H.R. 4867, to appropriate funds for the Department of the Interior and related agencies for the fiscal year ending September 30, 1989, after agreeing to committee amendments and taking action on amendments proposed thereto, as follows:

Pages 18095, 18169, 18231

Adopted:

(1) Johnston Amendment No. 2578, to delete language accelerating Outer Continental Shelf Lease Sale-92 and provide for offsetting budgetary reductions.

Page 18139

(2) Dole Amendment No. 2579, to express the sense of the Senate with respect to the situation in Nicaragua (as amended by Amendment No. 2621, listed below).

Page 18141

(3) Johnston Amendment No. 2580, to provide that revenues received by the Department of Energy from the sale of assets related to the termination of the Baca Geothermal Demonstration Powerplant Project shall be retained by the Department for use to clean out the Hulin Well, in the State of Louisiana.

Page 18150

(4) Johnston Amendment No. 2581, to strike section 310, which provided that employment funded by the Act shall not be subject to any personnel ceiling or other personnel restriction for permanent or other than permanent employment except as provided by law.

Page 18150

(5) Johnston (for Exon) Amendment No. 2582, to provide $637,000 to be available for research at Lincoln, Nebraska.

Page 18151

(6) Johnston (for Adams and Evans) Amendment No. 2583, to transfer funds for the operation of the Quinault National Fish Hatchery.

Page 18144

(7) Johnston (for Adams and Evans) Amendment No. 2584, to transfer funds for the operation of the Quinault National Fish Hatchery.

Page 18144

(8) Johnston (for Byrd and McClure) Amendment No. 2585, to provide that funds for the National Forest System remaining unobligated at the end of FY 1988, both annual and two-year funds, and which would otherwise be returned to the General Fund of the Treasury, shall be merged with and made a part of the FY 1989 National Forest System appropriation, and shall remain available for obligation until September 30, 1990.

Page 18144

(9) Johnston Amendment No. 2586, to delete language affecting the peer panel review process of the National Endowment for the Arts.

Page 18144

(10) Johnston Amendment No. 2587, to clarify funding authority for Indian Education.

Page 18145

(11) Johnston Amendment No. 2588, to clarify the provision of health care services to non-Indians.

Page 18145

(12) Johnston Amendment No. 2589, to provide that moneys received from the timber salvage sales program in FY 1988 shall be considered as money received for purposes of computing and distributing 25 percent payments to local governments under 16 U.S.C. 200, as amended.

Page 18145

(13) Johnston (for Stevens and Murkowski) Amendment No. 2590, to provide that the Indian Health Service may hold in reserve a sum not to exceed $600,000 as a contingency for site acquisition at the Kotzebue Hospital, Alaska.

Page 18145

(14) Johnston (for Wirth and Armstrong) Amendment No. 2591, to increase funds for the Land and Water Conservation Fund, for land acquisition and State assistance.

Page 18145

(15) Johnston (for Dole) Amendment No. 2592, to provide $250,000 to be made available for sealing abandoned mine sites in and around the Town of Galena, Kansas.

Page 18147

(16) Johnston Amendment No. 2593, to facilitate the operation of the Forest Service Challenge Grant Program.

Page 18147

(17) Johnston (for Stevens) Amendment No. 2594, of a technical nature, to include "wildlife" in the definition of "resources of lands."

Page 18147

(18) Johnston Amendment No. 2595, to permit REA Electric Cooperatives to participate in the Clean Coal Technology Program.

Page 18148

(19) Johnston (for McCain) Amendment No. 2596, to provide for the reallocation of mineral strip funds for economic development purposes by the San Carlos Apache Tribe.

Page 18148

(20) Johnston Amendment No. 2597, to provide that reports on projects selected by the Secretary of Energy on clean coal technology shall be deemed to have met the criteria under the heading "Administrative provisions, Department of Energy," in Public Law 99-190, upon the expiration of 30 calendar days from receipt of the report by the Speaker of the House and the President of the Senate.

Page 18149

(21) Johnston (for Hatfield) Amendment No. 2598, of a technical nature, relating to extension of the Bald Mountain Road on the Siskiyou National Forest.

Page 18152

(22) Johnston Amendment No. 2599, to establish a Fellowship in Congressional Operations for employees of the National Park Services, and that Park Service employees participating in the program shall be known as "Bevinetto Fellows," in memory of Pietro Antonio (Tony) Bevinetto.

Page 18153

(23) Johnston (for McClure) Amendment No. 2600, to provide that funds for the Office of Surface Mining Reclamation and Enforcement may be used for the travel and per diem expenses of State and tribal personnel attending OSMRE-sponsored training.

(24) Wallop Amendment No. 2603, to provide that entrance fees and user fees collected at units of the National Park System shall be used for resource protection, research, and interpretation at units of the National Park System.

Page 18164

(25) Pryor Amendment No. 2604, to reduce certain funds for consulting services involving management and professional services, special studies and analyses, technical assistance, and management review of program funded organizations.

Page 18166

(26) Heinz Amendment No. 2605, to require a comprehensive and systematic accounting and reconciliation of the grant program for abandoned mine reclamation under the Surface Mining Control and Reclamation Act of 1977.

Page 18169

(27) McClure (for Hecht) Amendment No. 2606, to provide $1,200,000 for the lease or purchase of water rights, from willing sellers, for the benefit of Stillwater Wildlife Management Area, Nevada.

Page 18171

(28) McClure (for Stevens) Amendment No. 2607, to provide that Indian Health Service employees in Alaska shall be deemed to be acting within the scope of their employment in carrying out such contract or agreement when they are required, as a term of employment, to perform medical, surgical, dental or related functions at a facility in Alaska other then the facility operated pursuant to such contract or agreement.

Page 18176

(29) Johnston Amendment No. 2608, directing the Secretary of the Interior to appoint and compensate an independent third party fact-finder mutually agreed upon by the Secretary and the Governor of Louisiana, to make all appropriate factual findings relating to past drainage occurring in Louisiana State Lease numbers 10087, 10088, and 10187, and Federal Lease numbers OCS–G 5668 and OCS–G 5669 in the field of West Delta Blocks 17 and 18.

Page 18177

(30) Johnston (for Bumpers) Amendment No. 2609, to make quartz mineral within the Ouachita National Forest a saleable mineral.

Page 18177

(31) Wallop Amendment No. 2611, to provide for the distribution of late payment interest in connection with royalties on Federal mineral leave revenues.

Page 18180

(32) McClure (for Evans and Adams) Amendment No. 2612, to provide that, of funds provided in the FY 1987 continuing resolution for the construction of detoxification facilities for Indian youth, not to exceed $600,000 shall be made available for planning and design of a youth alcohol and substance abuse treatment facility by the Inland Tribal Consortium, to be located in the State of Washington.

Page 18180

(33) Kerry Amendment No. 2613, to provide that $4,900,000 shall be available for a grant for an energy and natural resources technology development center at Brandeis University, in Waltham, Massachusetts.

Page 18182

(34) Johnston (for Metzenbaum and Heinz) Amendment No. 2614, to earmark $5,000,000 in existing funds, currently available to the Department of Energy, for new steelmaking research and development initiatives as authorized by law, and to provide that any additional existing funds shall only be obligated on a year-by-year basis.

Page 18183

(35) Johnston (for Exon) Amendment No. 2615, to provide that the Institute of Museum Services shall develop and implement a plan, by which, within 3 fiscal years, each State shall receive, at a minimum, one-half of 1 percent of the grant funds available, provided that each State submits at least one qualified application.

Page 18184

(36) Melcher Amendment No. 2616, to provide that, from the unobligated amount of previous funds available for irrigation construction for the Northern Cheyenne Reservation, the Secretary of the Interior shall transfer $34,000 to the Northern Cheyenne Tribe as a grant for the Dull Knice Memorial College.

Page 18188

(37) Melcher Amendment No. 2617, to transfer certain funds to the Institute of American Indian and Alaskan Native Culture and Arts Development for renovation of a building that is to be used as a museum.

Page 18188

(38) Melcher Amendment No. 2618, of a clarifying nature, to make clear that the Institute of American Indian and Alaskan Native Culture and Arts Development is a Federal entity for purposes of the Federal Tort Claims Act.

Page 18189

(39) Melcher-Baucus modified Amendment No. 2620, to provide additional funds for the Magnetophydrodynamics program.

Page 18191

(40) By 91 yeas to 4 nays (Vote No. 248), Byrd Amendment No. 2621 (to Amendment No. 2579), of a perfecting nature, to express the sense of the Senate relating to the situation in Nicaragua.

Page 18197

(41) Johnston (for Evans) Amendment No. 2639, to provide that the U.S. Fish and Wildlife Service shall conduct a study to review alternative sites for a replacement facility for the National Fisheries Research Center.

Page 18222

Rejected:

By 37 yeas to 50 nays (Vote No. 249), Nickles Amendment No. 2640, to strike section 110, dealing with leasing of lands within the Eastern Gulf of Mexico planning area.

Page 18223

Withdrawn:

(1) Johnston (for Bumpers) Amendment No. 2601, to make quartz mineral within the Ouachita National Forest a saleable mineral.

Page 18162

(2) Bond Amendment No. 2602, to provide $2,000,000 from the Land and Water Conservation Fund for acquisition of lands and interests therein along the Eleven Point Wild and Scenic River, near Green Springs, Missouri.

Page 18163

(3) Melcher Amendment No. 2619, to delay the implementation of a certain rule affecting the provision of health services by the Indian Health Service.

Page 18190

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Byrd, Johnston, Leahy, DeConcini, Burdick, Bumpers, Hollings, Reid, Stennis, McClure, Stevens, Garn, Cochran, Rudman, Weicker, Nickles, and Hatfield.

Page 18232

White House Conference on Library and Information Services—Conference Report: Senate agreed to the conference report on H.J. Res. 90, to authorize and request the President to call a White House Conference on Library and Information Services, to be held not later than 1989.

Page 18263

Department of Transportation Appropriations—Conferees: Senator Inouye was removed as a conferee on H.R. 4794, to appropriate funds for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989.

Page 18263

Defense Authorizations, 1989—Conference Report—Agreement: A unanimous-consent agreement was reached providing for the consideration of the conference report on H.R. 4264, Defense Authorizations, 1989.

Page 18263

Nominations Received: Senate received the following nominations:

Wilford W. Johansen, of California, to be a Member of the National Labor Relations Board.

1 Army nomination in the rank of general.

3 Navy nominations in the rank of admiral.

Routine lists of Air Force, Army, Marine Corps, and Navy nominations.

Page 18264

Messages From the President: **Page 18236**

Messages From the House: **Page 18236**

Measures Referred: **Page 18236**

Measures Ordered Placed on Calendar: **Page 18236**

Petitions and Memorials: **Page 18237**

Communications: **Page 18236**

Statements on Introduced Bills: **Page 18240**

Amendments Submitted: **Page 18251**

Additional Cosponsors: **Page 18250**

Authority for Committees: **Page 18257**

Notices of Hearings: **Page 18257**

Additional Statements: **Page 18257**

Record Votes: Four record votes were taken today. (Total—250) **Pages 18095, 18222, 18228, 18231**

Recess: Senate convened at 9 a.m., and recessed at 10:33 p.m., until 9 a.m., on Thursday, July 14, 1988.

Committee Meetings

DROUGHT RELIEF

Committee on Agriculture, Nutrition, and Forestry: Committee began consideration of S. 2631, to provide emergency drought relief assistance to agricultural producers, but did not complete action thereon, and will meet again tomorrow.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nominations of John P. LaWare, of Massachusetts, to be a Member of the Board of Governors of the Federal Reserve System, Jack R. Stokvis, of New York, to be an Assistant Secretary of Housing and Urban Development, Timothy L. Coyle, of California, to be an Assistant Secretary of Housing and Urban Development, and James B. Werson, of California, to be a Member of the Board of Directors of the National Corporation for Housing Partnerships.

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings to review the conduct of the Federal Reserve System's monetary policy, after receiving testimony from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

GLOBAL CHANGE RESEARCH

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 2614, to provide for improved coordination of national scientific research efforts and to provide for a national plan to improve scientific understanding of earth systems and the effect of changes on the climate and human well-being, after receiving testimony from Robert M. White, National Academy of Engineering; Dallas L. Peck, Director, United States Geological Survey, Department of the Interior; Robert T. Watson, Earth Science and Applications Division, Office of Space Science and Applications, National Aeronautics and Space Administration; J. Michael Hall, Director, Office of Climate and Atmospheric Research, National Oceanic and Atmospheric Administration, Department of Commerce; Francis P. Bretherton, National Center for Atmospheric Research, Boulder, Colorado; Norman J. Rosenberg, Resources for the Future, Washington, DC; and Stephen P. Leatherman, University of Maryland, College Park.

TECHNICAL CORRECTIONS/TAX REFORM

Committee on Finance: Committee held hearings on S. 2238, to make technical corrections relating to the Tax Reform Act of 1986, receiving testimony from O. Donaldson Chapoton, Assistant Secretary of the Treasury for Tax Policy; John O'Brien, Grumman Corporation, Bethpage, New York, on behalf of the Aerospace Industries Association; Dale Stuard, National Association of Home Builders, Newport Beach, California; Glenn Graff, Linbeck Construction Company, Houston, Texas, on behalf of the Associated General Contractors of America; John E. Chapoton, Vinson and Elkins, on behalf of Goldman, Sachs and Company and Merrill Lynch and Company, and Barry Zigas, National Low Income Housing Coalition, both of Washington, DC; Anthony W. Graziano, Triangle Industries, Inc., on behalf of the U.S. Chamber of Commerce and the Dividends Received Deduction Coalition, New York, New York; Nelson L. Stephenson, East River Savings Bank, on behalf of the United States League of Savings Institutions and the National Council of Savings Institutions, New Rochelle, New York; Richard E. Hauslein, Dresser Industries, Dallas, Texas, on behalf of The ERISA Industry Committee and the Section 89 Coalition; and Malcolm A. Moore, The American College of Probate Counsel, Seattle, Washington.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered the following business items favorably reported:

The nominations of Charles A. Gargano, of New York, to be Ambassador to the Republic of Trinidad and Tobago, Robert S. Gelbard, of Washington, to be Ambassador to the Republic of Bolivia, William Graham Walker, of California, to be Ambassador to the Republic of El Salvador, William H. Fite, of Pennsylvania, to be Assistant Director for Strategic Programs, Arms Control and Disarmament Agency, C. Paul Robinson, of New Jersey, for the rank of Ambassador while serving as the U.S. Negotiator for the Nuclear Testing Talks, Michael H. Newlin, of Maryland, to be U.S. Representative to the Vienna Office of the United Nations and Deputy U.S. Representative to the International Atomic Energy Agency, with rank of Ambassador, Edward P. Djerejian, of Maryland, to be Ambassador to the Syrian Arab Republic, John Thomas McCarthy, of New York, to be Ambassador to the Republic of Lebanon, Christopher W.S. Ross, of California, to be Ambassador to the Democratic and Popular Republic of Algeria, Thomas E. McNamara, of Connecticut, to be Ambassador to the Republic of Colombia, Timothy L. Towell, of Ohio, to be Ambassador to the Republic of Paraguay, Mark T. Cox IV, of Florida, to be U.S. Alternate Executive Director of the International Bank for Reconstruction and Development, Charles S. Warner, of Virginia, to be U.S. Alternate Executive Director of the International Monetary Fund, Maynard W. Glitman, of Vermont, to be Ambassador to the Kingdom of Belgium, and a Foreign Service Officer promotion list received in the Senate on June 24, 1988;

Conventions on Early Notification of a Nuclear Accident and on Assistance in the Case of a Nuclear Accident or Radiological Emergency (Treaty Doc. 100–4), Amendment to the Statute of the International Atomic Energy Agency Relating to the Composition of the Board of Governors (Treaty Doc. 99–7), and the Berne Convention for the Protection of Literary and Artistic Works (Treaty Doc. 99–27); and

S. 1268, to amend the Foreign Agents Registration Act of 1938 by removing references to political propaganda and substituting advocacy materials, with an amendment in the nature of a substitute.

WAR POWERS

Committee on Foreign Relations: Special Subcommittee on War Powers held hearings to review the War Powers Resolution of 1973 (P.L. 93–148), receiving testimony from Representatives Fascell and Broomfield; and former Senators Eagleton and Mathias.

Hearings continue tomorrow.

DOE'S MANAGEMENT OF ENVIRONMENT SAFETY AND HEALTH

Committee on Governmental Affairs: Committee held hearings to review the environmental and safety concerns at the Department of Energy's defense production sites, receiving testimony from J. Dexter Peach, Assistant Comptroller General, Keith O. Fultz, Senior Associate Director, and William F. Fenzel, Evaluator, all of the Resources, Community, and Economic Development Division, U.S. General Accounting Office; and Joseph F. Salgado, Acting Deputy Secretary, Troy E. Wade, Acting Assistant Secretary for Defense Programs, Raymond P. Berube, Deputy Assistant Secretary for Environment, and Richard W. Starostecki, Deputy Assistant Secretary for Safety, Health and Quality Assurance, all of the Department of Energy.

Hearings were recessed subject to call.

AIDS OVERSIGHT

Committee on Labor and Human Resources: Committee concluded oversight hearings to review the progress made in AIDS research, after receiving testimony from Senator Cranston; Admiral James D. Watkins, Chairman, Presidential Commission on the HIV Epidemic; Frank E. Young, Commissioner, Food and Drug Administration, and Anthony S. Fauci, AIDS Coordinator, National Institutes of Health, both of the Department of Health and Human Services; John F. Beary, Pharmaceutical Manufacturers Association, Washington, DC; Barry Gingell, GMHC Inc., New York, New York; and Marcus Conant, University of California, and California State Department of Health Aids Leadership Committee, San Francisco.

ECONOMIC DEVELOPMENT IN RURAL AMERICA

Committee on Small Business: Subcommittee on Rural Economy and Family Planning resumed hearings to identify problems for economic development in rural America, receiving testimony from Roland Vautour, Under Secretary of Agriculture, for Small Community and Rural Development; James Abdnor, Administrator, Small Business Administration; Faye Woods, Woods Power Grip, Inc., Wolf Point, Montana; Donald A. Dillman, Washington State University, Pullman; Robert Berglund, National Rural Electric Cooperative Association; Chris Page, Economic Development Council of Northern Vermont, Inc., St. Albans, Vermont, representing the National Association of Development Companies; Glen Pulver, University of Wisconsin-Madison, Madison, Wisconsin; and Barbara H. Henrie, Northwest Area Foundation, St. Paul, Minnesota.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee continued closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 5026–5041; and 6 resolutions, H.J. Res. 610, H. Con. Res. 335–337, and H. Res. 496–497 were introduced.
Page 18086

Bills Reported: Reports were filed as follows:

H.R. 4054, to amend the Inspector General Act of 1978 to establish offices of inspector general in certain departments, amended (H. Rept. 100–771);

H.R. 4478, to amend title 39 of the United States Code to designate as nonmailable matter solicitations for the purchase of products or services which are provided either free of charge or at a lower price by the Federal Government and solicitations which are offered in terms of implying any Federal Government connection or endorsement unless such matter contains conspicuous notice that the products or services offered are provided free of charge by the Federal Government or that the Federal Government does not endorse the products or services offered, amended (H. Rept. 100-772);

H. Res. 473, directing the President to provide certain documents to the House of Representatives concerning the assistance for Central America provided for in Public Law 100-276 (H. Rept. 100-773); and

S. Con. Res. 95, to express the sense of the Congress with respect to the denial of health insurance coverage for disabled adopted children (H. Rept. 100-774).

Page 18086

Journal: By a yea-and-nay vote of 280 yeas to 107 nays with 1 voting "present", Roll No. 227, the House approved the Journal of Tuesday, July 12.

Page 17847

Subcommittee To Sit: Subcommittee on Monopolies and Commercial Law of the Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule.

Page 17848

Committee Election: House agreed to H. Res. 496, electing Representative Payne to the Committee on Public Works and Transportation.

Page 17857

Congress Bicentennial Coins: House cleared for the President H.R. 3251, to require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the United States Congress; by agreeing to the Senate amendment to the House amendment to Senate amendment No. 36.

Page 17857

Plant Closing Notification: By a yea-and-nay vote of 286 yeas to 136 nays, Roll No. 229, the House passed and cleared for the President S. 2527, to require advance notification of plant closings and mass layoffs.

Page 17858

H. Res. 491, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 258 yeas to 155 nays, Roll No. 228.

Page 17848

Trade: By a yea-and-nay vote of 376 yeas to 45 nays, Roll No. 231, the House passed H.R. 4848, to enhance the competitiveness of American Industry.

Page 17880

Rejected the Michel motion to recommit the bill to the Committee on Ways and Means with instructions to report it back forthwith containing an amendment to strike language relating to ethyl alcohol and mixtures for fuel use (rejected by a yea-and-nay vote of 183 yeas to 237 nays, Roll No. 230).

Page 18054

H. Res. 491, the rule under which the bill was considered, was agreed to earlier.

Page 17848

Subcommittee To Sit: Subcommittee on Human Resources and Intergovernmental Relations of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Thursday, July 14.

Page 18063

Capital Ownership Development Program: House disagreed to the Senate amendment to H.R. 1807, to amend the Small Business Act to reform the Capital Ownership Development Program; and agreed to a conference. Appointed as conferees: Representatives LaFalce, Smith of Iowa, Mavroules, Skelton, Hayes of Illinois, Conyers, Torres, McDade, Conte, Broomfield, and Gallo;

From the Committee on Armed Services, as additional conferees solely for consideration of titles VI and VII of the Senate amendment: Representatives Aspin, McCurdy, and Dickinson; and

From the Committee on Government Operations, as additional conferees solely for consideration of titles VI and VII of the Senate amendment: Representatives Brooks, Kleczka, and Horton.

Page 18063

Emergency Medical Services Week: House passed H.J. Res. 539, designating the week beginning September 18, 1988, as "Emergency Medical Services Week".

Page 18063

POW/MIA Recognition Day: House passed H.J. Res. 453, designating September 16, 1988, as "National POW/MIA Recognition Day".

Page 18064

Lyme Disease Awareness Week: House passed H.J. Res. 569, designating June 12 through 18, 1988, as "Lyme Disease Awareness Week".

Page 18066

Agreed to the Dymally amendment that changes the designated week to July 24 through 30, 1988.

Page 18068

Agreed to amend the title.

Page 18068

Korean War Service Recognition: House passed and cleared for the President, S.J. Res. 318, to designate the week of July 25-31, 1988, as the "National Week of Recognition and Remembrance for Those Who Served in the Korean War".

Page 18068

District Work Period: House agreed to H. Con. Res. 335, providing for a conditional adjournment of the Congress.

Page 18069

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 18086

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 17847, 17857, 17879, 18062. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 7:36 p.m.

Committee Meetings

DROUGHT ASSISTANCE ACT; OVERSIGHT

Committee on Agriculture: Continued consideration of H.R. 5051, Drought Assistance Act of 1988.

Will continue tomorrow.

The Committee also continued oversight hearings on the Commodity Futures Trading Commission's review of the use of stock index futures, and other recent market developments. Testimony was heard from public witnesses.

FIFRA

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture approved for full Committee action, as amended, H.R. 2463, Federal Insecticide, Fungicide, and Rodenticide Act Amendments of 1987.

IMPACT OF GORBACHEV'S REFORM MOVEMENT ON THE SOVIET MILITARY

Committee on Armed Services: Defense Policy Panel met in executive session to continue hearings on the impact of Gorbachev's reform movement on the Soviet military. Testimony was heard from Lt. Gen. Leonard H. Perroots, USAF, Director, Defense Intelligence Agency, Department of Defense; and Curtis Kamman, Deputy Director, Bureau of Intelligence and Research, Department of State.

Hearings continue tomorrow.

INTELLIGENCE BRIEFING

Committee on Armed Services: Strategic Defense Initiative Panel met in executive session to receive an intelligence briefing on the Soviet offensive and defensive threats. The Panel was briefed by the following officials of the CIA: Raymond C. Ennis, Assistant National Intelligence Officer for Strategic Programs; and William F. Meyer, Acting Chief, Offensive Operations Branch, Office of Soviet Analysis.

MONTGOMERY GI BILL

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on the Montgomery GI Bill. Testimony was heard from Representative Jontz; from the following officials of the Department of Defense: David J. Armor, Principal Deputy Assistant Secretary, Force Management and Personnel; Lt. Gen. Allen K. Ono, USA, Deputy Chief of Staff, Personnel; Maj. Gen. Larry D. Dillingham, USAF, Assistant Deputy Chief of Staff for Personnel; VAdm. L.A. Edney, USN, Deputy Chief of Naval Operations, Manpower, Personnel, and Training; Lt. Gen. John I. Hudson, USMC, Deputy Chief of Staff, Manpower; Stephen M. Duncan, Assistant Secretary, Reserve Affairs; RAdm. F.N. Smith, USNR, Chief, Navy Reserve; Maj. Gen. Jacob W. Moore, Chief, Marine Corps Reserve; Maj. Gen. William F. Ward, Jr., Chief, Army Reserve; Brig. Gen. Shirley Carpenter, Deputy to the Chief of Air Force Reserve; Maj. Gen. John B. Conaway, Director, Air National Guard; Maj. Gen. Donald Burdick, Director, Army National Guard; and RAdm. Paul Welling, Chief Officer, Readiness and Reserve, Coast Guard Reserve; Dennis R. Wyant, Director, Vocational Rehabilitation and Education Service, VA; and a public witness.

DEVELOPMENT OF WORLD DEBT CRISIS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Finance, Trade and Monetary Policy held a hearing on the Development of World Debt Crisis. Testimony was heard from Representative Pease; and public witnesses.

LEAD CONTAMINATION CONTROL ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 4939, to amend the Safe Drinking Water Act to control lead in drinking water. Testimony was heard from Michael Cooke, Director, Office of Drinking Water, EPA; and public witnesses.

ACTIVITIES OF THE BELL HELICOPTER/TEXTRON, INC., ON DEFENSE CONTRACTS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing regarding activities of the Bell Helicopter/Textron, Inc., on a number of defense contracts. Testimony was heard from Peter Van Der Veen, Resident Auditor, Defense Contract Audit Agency, Department of Defense; and Marvin Collins, U.S. Attorney, Northern District of Texas, Department of Justice.

Hearings continue tomorrow.

COMMUNITY TELEPHONE CENTERS

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action, H. Res. 351, urging local telephone operating companies to establish community telephone centers to provide free local service for persons who cannot afford residential telephones.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing to examine the FCC's supplemental Notice of Proposed Rulemaking which would replace rate of return regulation with the price cap model. Testimony was heard from Dennis R. Patrick, Chairman, FCC; and public witnesses.

DOE WASTE CLEANUP ACT; SOLID WASTE DISPOSAL ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials approved for full Committee action, as amended, H.R. 3781, DOE Waste Cleanup Act of 1987.

The Subcommittee also began markup of H.R. 3785, to amend the Solid Waste Disposal Act to clarify provisions concerning the application of certain requirements and sanctions to Federal facilities.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported, as amended, H. Res. 484, to encourage the establishment of genuine democracy in Pakistan.

The Committee ordered reported unfavorably H. Res. 473, directing the President to provide certain documents to the House of Representatives concerning the assistance for Central America provided for in Public Law 100–76, approved April 1, 1988.

The Committee also began consideration of H.R. 1587, to authorize the States to prohibit the export of unprocessed logs harvested from lands owned or administered by States.

QUALITY OF IRS CORRESPONDENCE WITH TAXPAYERS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on the serious problems in IRS' ability to communicate accurately when writing to taxpayers. Testimony was heard from Lawrence Gibbs, Commissioner, IRS, Department of the Treasury; Jennie Stathis, Associate Director, General Government Division, GAO; and public witnesses.

OVERSIGHT—NLRB

Committee on Government Operations: Subcommittee on Employment and Housing held an oversight hearing on the National Labor Relations Board. Testimony was heard from the following officials of the NLRB: James Stephens, Chairman; Marshall Babson, Mary Cracraft and Wilford Johansen, all members of the Board; and Rosemary Collyer, General Counsel; and public witnesses.

DOD PROCUREMENT FRAUD

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on DOD Procurement Fraud. Testimony was heard from Charles A. Bowsher, Comptroller General, GAO; from the following officials of the Department of Defense: Robert B. Costello, Under Secretary (Acquisition); Michael P.W. Stone, Under Secretary of the Army; Brig. Gen. Robert L. Stewart, Deputy Commander, U.S. Army Strategic Defense Command, Huntsville, AL; H. Lawrence Garrett III, Under Secretary of the Navy; John J. Welch, Jr., Assistant Secretary of the Air Force (acquisition); and June Gibbs Brown, Inspector General; and public witnesses.

HOUSE SECURITY SYSTEM

Committee on House Administration: Subcommittee on Personnel and Police held a hearing on proposed House Security System. Testimony was heard from Jack Russ, Sergeant at Arms.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: S. 1945, to amend the Second Supplemental Appropriation Act, 1961, relating to the lease of certain lands from the Isleta Indian Tribe for a seismological laboratory; H.R. 3621, amended, Southern California Indian Land Transfer Act; S. 1360, amended, to amend the Indian Financing Act of 1974; H.R. 2504, amended, WIPP Land Withdrawal Act of 1987; H.R. 3313, amended, to establish in the Department of the Interior the Heritage Preservation Commission; H.R. 4526, amended, to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park; H.R. 4068, amended, to amend the Archaeological Resources Protection Act of 1979, to strengthen the enforcement provisions of that Act; H.R. 1982, amended, to authorize the establishment of the Lewis and Clark National Historic Site in the State of Montana; H.R. 4354, amended, Winding Stair Mountain National Recreation and Wilderness Area Act; H.R. 3541, amended, to redesignate Salinas National Monument in the State of New Mexico; and H.R. 4457, amended, to create a national park at Natchez, MS.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI counterintelligence visits to libraries. Testimony was heard from James H. Geer, Assistant Director, Intelligence Division, FBI, Department of Justice.

ANIMAL PATENTS

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action the introduction of a clean bill in lieu of H.R. 4970, to amend title 35 of the United States Code, relating to animal patents.

INTERSTATE GAS TRANSMISSION PROPERTY

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law approved for full Committee action, as amended, H.R. 2953, to amend title 28, U.S. Code, to permit the district courts of the United States to enjoin, suspend, or restrain certain state ad valorem property taxes on interstate gas transmission property.

IMPACT OF NONPOINT SOURCE POLLUTION ON COASTAL WATER QUALITY

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography held a joint hearing on the impact of nonpoint source pollution on coastal water quality. Testimony was heard from Peter C. Myers, Deputy Secretary, USDA; William Whittington, Acting Deputy Assistant Administrator, Office of Water, EPA; Richard Nichols, Administrator, Water Quality Division, Department of Environmental Quality, State of Oregon; and public witnesses.

RETIREMENT PROVISIONS APPLICABLE TO EMPLOYEES IN HAZARDOUS OCCUPATIONS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 2532, to include inspectors of the Immigration and Naturalization Service, inspectors of the United States Customs Service, and revenue officers of the Internal Revenue Service within the immediate retirement provisions applicable to certain employees engaged in hazardous occupations. Testimony was heard from Representative Swift; Charles J. Julius, Deputy Associate Director, Retirement and Insurance, OPM; and public witnesses.

DIOXIN POLLUTION

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on Dioxin pollution problems in the Pigeon River of North Carolina and Tennessee and the efforts of the EPA to address the problem of Dioxin pollution generally, with particular reference to Dioxin associated with the operation of Bleached Kraft Paper Mills. Testimony was heard from Representative Quillen; from the following officials of the EPA: Martha Prothro, Director, Office of Water Regulations and Standards; and Bruce Barrett, Director, Water Management Division, Region 4; and public witnesses.

U.S.-JAPAN SCIENCE AND TECHNOLOGY AGREEMENTS

Committee on Science, Space, and Technology: Subcommittee on International Scientific Cooperation and the Subcommittee on Science, Research and Technology held a joint hearing on U.S.-Japan Science and Technology agreements. Testimony was heard from Frederick Bernthal, Assistant Secretary, Oceans and International Environmental and Scientific Affairs, Department of State.

ORBITAL SPACE DEBRIS

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications held a hearing on Orbital Space Debris. Testimony was heard from Joseph Mahon, Deputy Associate Administrator, Flight Systems, Office of Space Flight, NASA; Courtney Stadd, Director, Office of Commercial Space Transportation, Department of Transportation; Michael Michaud, Director, Office of Advanced Technology, Department of State; Philip H. Kunsberg, Assistant Deputy Under Secretary, Policy, Department of Defense; and public witnesses.

POLLUTION FROM TRUCKS AND BUSES

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on research and development on pollution from trucks and buses. Testimony was heard from Richard D. Wilson, Director, Office of Mobile Sources, EPA; and public witnesses.

EFFECT OF THE DROUGHT ON AGRIBUSINESS AND RURAL ECONOMY

Committee on Small Business: Subcommittee on Energy and Agriculture held a hearing on the Effects of the Drought on Agribusiness and Rural Economy. Testimony was heard from Representative Dorgan of North Dakota; Ewen M. Wilson, Assistant Secretary, Economics, USDA; Lesley L. Mehlhaff, Chief of Staff, SBA; and public witnesses.

REEMPLOYMENT RIGHTS PROGRAM

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment held a hearing on reemployment rights program administered by the Department of Labor. Testimony was heard from David E. Shasteen, Assistant Secretary, Veterans' Employment and Training, Department of Labor; Stephen M. Duncan, Assistant Secretary, Reserve Affairs, Department of Defense; Curtis J. Smith, Associate Director, Career Entry OPM; and a public witness.

TECHNICAL CORRECTIONS ACT

Committee on Ways and Means: Continued to meet in executive session to mark up H.R. 4333, Technical Corrections Act of 1988.

Will continue tomorrow.

◆◆◆◆◆◆◆◆◆◆◆◆

Thursday, July 14, 1988

Senate

Chamber Action

Routine Proceedings, pages 18275–18404

Measures Introduced: Seven bills and two resolutions were introduced, as follows: S. 2643–2649, S. Con. Res. 133, and S. Res. 452.

Page 18349

Measures Reported: Reports were made as follows:

S.J. Res. 326. designating July 24 through 30, 1988, as "Lyme Disease Awareness Week", with an amendment and an amendment to the title.

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Measures Passed:

Correction of Enrollment: Senate agreed to H. Con. Res. 338, providing for the corrections in the enrollment of H.R. 4264, Defense Authorizations, 1989.

Page 18336

Adjournment Resolution: Senate agreed to H. Con. Res. 335, to provide for a conditional adjournment of the Congress until Monday, July 25, 1988.

Page 18339

Arctic National Wildlife Refuge: Senate passed S. 1493, to clarify the authority of the Secretary of the Interior to convey lands by exchange, or otherwise, within the National Wildlife Refuge, after agreeing to a committee amendment in the nature of a substitute.

Page 18390

Pechanga Band Trust Lands: Senate passed H.R. 2615, to provide that certain lands shall be held in trust for the Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation, California.

Page 18390

Lac Vieux Desert Band of Lake Superior Chippewa Indians Act: Senate passed H.R. 3679, to clarify the Federal relationship to the Lac Vieux Desert Band of Lake Superior Indian Tribe, to clarify the status of members of the band, to transfer title to trust lands, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1735, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

Page 18390

Byrd (for Riegle) Amendment No. 2642, to require the Secretary of the Interior to call an election to amend the Constitution of the Keweenaw Bay Indian Community upon request of the tribe.

Page 18392

S. 1735, companion measure, was indefinitely postponed.

Lyme Disease Awareness Week: Senate passed S.J. Res. 326, to designate July 24–30, 1988, as "Lyme Disease Awareness Week," after agreeing to a committee amendment thereto.

Page 18393

Lyme Disease Awareness Week: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 569, to designate July 24–30, 1988, as "Lyme Disease Awareness Week," and the joint resolution was then passed.

Page 18393

Alaska National Interest Lands Conservation Act Amendments: Senate passed H.R. 2629, to amend the Alaska National Interest Lands Conservation Act of 1980, to clarify the conveyance and ownership of submerged lands by Alaska Natives, Native corporations and the State of Alaska, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Metzenbaum and Burdick) Amendment No. 2643, to provide that the Secretary shall prepare a report that assesses the effects of the implementation of section 101 of the Act on conservation system units as defined in section 102(4) of the Alaska National Lands Conservation Act and makes recommendations for appropriate action.

Page 18393

SBA Reauthorization and Amendment Act of 1988: Senate passed H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1958, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2619, Senate companion measure, after taking action on amendments proposed thereto, as follows:

Page 18396

Adopted:

(1) Byrd (for Bumpers and Weicker) Amendment No. 2644, to provide that the Office of the Chief Counsel for Advocacy of SBA shall conduct and complete a study to determine, with respect to the service sector of the economy (a) the level of demand for debt capital by small business concerns, (b) the level of availability of such capital for such concerns, and (c) how new or innovative financing techniques or the improvement of existing techniques can be used to satisfy the unmet demand for such capital by such concerns consistent with accept-

able standards of safety and soundness for loans and investments made by commercial and business lenders and institutional investors.

Page 18400

(2) Byrd (for Bumpers and Weicker), of a technical nature.

Page 18401

(3) Byrd (for Sanford) Amendment No. 2646, to provide that the Small Business Administration shall (a) complete such measures as may be necessary to employ two additional procurement center representatives to be stationed in States where no such representatives are stationed or designated to be stationed as of such effective date, and (b) the representatives employed shall be in addition to and not in lieu of any representative that may be employed pursuant to any other provisions of law or under any exercise of administrative discretion.

Page 18401

(4) Dole (for Boschwitz) Amendment No. 2647, to amend the Small Business Act, to clarify the Administrator's authority to make economic injury disaster loans in case of drought.

Page 18401

(5) Dole (for Boschwitz) Amendment No. 2648, to provide form simplification to encourage certified and preferred lenders to provide loans of $50,000 or less.

Page 18402

(6) Dole (for Domenici) Amendment No. 2649, to provide permanent authority for White House Conferences on Small Business.

Page 18402

S. 2619, companion measure, was indefinitely postponed.

Defense Authorizations, 1989—Conference Report: By 64 yeas to 30 nays (Vote No. 252), Senate agreed to the conference report on H.R. 4264, to authorize funds for the fiscal year 1989 amended budget request for military functions of the Department of Defense and to prescribe military personnel levels for such Department for fiscal year 1989, and to amend the National Defense Authorization Act for fiscal years 1988 and 1989.

Pages 18277, 18321

By 35 yeas to 58 nays (Vote No. 251), Senate earlier failed to agree to a motion to recommit the conference report, with instructions.

Page 18281

Labor, Health and Human Services, and Education Appropriations, 1989—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 4783, to appropriate funds for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1989, on Monday, July 25, beginning at 2 p.m.

Page 18336

Hunger Prevention Act of 1988—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 2560, to amend the Temporary Food Assistance Act of 1983, to require the Secretary of Agriculture to make available additional types of commodities, to improve child nutrition and food stamp programs, and to provide other hunger relief.

Page 18396

Coast Guard Authorizations—Additional Conferees: By unanimous consent, Senators Bentsen, Matsunaga, and Packwood were added as conferees on H.R. 2345, Coast Guard Authorizations, 1989, solely for the consideration of section 6 of the House amendment and modifications committed to conference.

Page 18396

Executive Reports of Committees: The following executive reports of committees were received:

Report to accompany the nomination of Susan W. Liebeler, of California, to be United States Circuit Judge for the Federal Circuit, without recommendation (together with additional views). (Ex. Rept. No. 100–16)

Treaty Doc. No. 99–27, Berne Convention for the Protection of Literary and Artistic Works of September 9, 1886, completed at Paris on May 4, 1896, revised at Berlin on November 13, 1908, completed at Berne on March 20, 1914, and revised at Rome on June 2, 1928, at Brussels on June 26, 1948, at Stockholm on July 14, 1967, and at Paris on July 24, 1971 and amended in 1979. (Ex. Rept. N. 100–17)

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Nominations Confirmed: Senate confirmed the following nominations:

Richard N. Holwill, of the District of Columbia, to be Ambassador to the Republic of Ecuador.

Walter L. Cutler, of Maryland, to be Ambassador to the Kingdom of Saudi Arabia.

Tirso del Junco, of California, to be a Governor of the United States Postal Service.

Susan E. Alvarado, of Virginia to be a Governor of the United States Postal Service.

Hugh Hewitt, of Michigan, to be Deputy Director of the Office of Personnel Management.

Dennis M. Devaney, of Maryland, to be General Counsel of the Federal Labor Relations Authority.

Charles A. Gargano, of New York, to be Ambassador to the Republic of Trinidad and Tobago.

Maynard W. Glitman, of Vermont, to be Ambassador ot the Kingdom of Belgium.

Charles S. Warner, of Virginia, to be United States Alternate Executive Director of the International Monetary Fund.

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Messages From the House: **Page 18348**

Measures Referred: **Page 18348**

Measures Ordered Placed on Calendar: **Page 18349**

Statement on Introduced Bills: **Page 18349**

Amendments Submitted: **Page 18376**

Additional Cosponsors: **Page 18372**

Notices of Hearings: **Page 18378**

Authority for Committees: **Page 18378**

Additional Statements: **Page 18379**

Record Votes: Two record votes were taken today. (Total—252) **Pages 18286, 18336**

Adjournment: Senate convened at 9 a.m., and, pursuant to the provisions of H. Con. Res. 335, adjourned at 4:46 p.m., until 10 a.m., on Monday, July 25, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 18404.)

Committee Meetings

DROUGHT RELIEF

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported S. 2631, to provide emergency drought relief assistance to agricultural producers, with an amendment in the nature of a substitute.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Leslee K. Alexander, of Tennessee, to be a Member of the Board of Directors of the Corporation for Public Broadcasting, after the nominee, who was introduced by Senators Sasser and Gore, testified and answered questions in her own behalf.

MODIFIED FINAL JUDGMENT AND OPEN NETWORK ARCHITECTURE

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held hearings on Open Network Architecture (ONA) plans and policies for the nation's telecommunications network, receiving testimony from Gerald Brock, Chief, Common Carrier Bureau, Federal Communications Commission; Alfred Sikes, Assistant Secretary of Commerce for Communications and Information; Eli Noam, New York Public Service Commission, New York, New York; Kenneth E. Milliard, Ameritech, Chicago, Illinois; Dale Hatfield, Hatfield Associates, Inc., Boulder, Colorado; Morrison DeS. Webb, NYNEX, Washington, DC; Phillip M. Walker, Telenet Communications Corporation, Reston, Virginia; and W. Robert Tirman, Digital Equipment Corporation, Maynard, Massachusetts.

Hearings were recessed subject to call.

MISSISSIPPI RIVER SHIPPING CONDITIONS

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings on the effect of the drought on Mississippi River shipping conditions, after receiving testimony from Senator Sasser; John A. Gaughan, William A. Creelman, Deputy Administrator, Robert Silberman, Deputy Administrator for Inland Waterways and Great Lakes, all of the Maritime Administration, and Vice Admiral Costello, Secretary Burnley's Personal Representative, United States Coast Guard, all of the Department of Transportation; Rear Admiral William P. Leahy, Jr., Commander Second Coast Guard District, St. Louis, Missouri; Robert W. Page, Assistant Secretary of the Army for Civil Works; Joseph Farrell, American Waterways Operators, Arlington, Virginia; John Zick, Continental Grain Company, Chicago, Illinois; Ron Brinson, Port of New Orleans, New Orleans, Louisiana; Herman B. Schoenberger, Palquemine Parish Government, Port Sulphur, Louisiana; and Tony Moulton, Missouri Assistant Director for State Planning, Jefferson City.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Elizabeth A. Moler, of Virginia, to be a Member of the Federal Energy Regulatory Commission, after the nominee testified and answered questions in her own behalf.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered the following measures favorably reported:

An original bill to protect the Nation's groundwater resources from pesticide contamination, to establish liability for pesticide damages, and to assure safe disposal of canceled or suspended pesticides;

S. 1629, to reduce the threat to human health posed by contaminants in the air indoors, with an amendment in the nature of a substitute;

S. 1751, to require vessels carrying municipal or commercial waste to comply with certain permit and manifest requirements, with an amendment in the nature of a substitute;

An original bill to extend the National Environmental Policy Act requirements to recommendations for the U.S. vote in international financial institutions;

S. 2367, to promote highway traffic safety, by encouraging States to establish measures for more effective enforcement of laws to prevent drunk driving, with amendments; and

H.R. 3811, to designate the Federal building located at 50 Spring Street, Southwest, Atlanta, Georgia, as the "Martin Luther King, Jr. Federal Building".

U.S.-CANADA FREE TRADE AGREEMENT

Committee on Finance: Committee met to review the differences between the House Ways and Means and Senate Finance Committee recommendations on implementing legislation for the U.S.-Canada Free Trade Agreement, and agreed on recommendations which it will make to the Administration thereon.

SOCIAL SECURITY/PUBLIC ASSISTANCE

Committee on Finance: Subcommittee on Social Security and Family Policy held hearings to review social security and income security proposals, including S. 2441, to provide annual personal earnings and benefit statements to workers covered by social security, and S. 2461, to extend and improve the foster care independent living program, receiving testimony from Senator Evans; Michael C. Corozza, Deputy Commissioner for Policy and External Affairs, Social Security Administration; Joseph F. Delfico, Senior Associate Director, Human Resources Division, General Accounting Office; Drew E. Altman, New Jersey Department of Human Services, Cranbury; Ruth W. Massinga, Maryland Department of Human Resources, Baltimore; and Robert A. Horel, California Department of Social Services, Sacramento.

Hearings were recessed subject to call.

WAR POWERS

Committee on Foreign Relations: Special Subcommittee on War Powers continued hearings to review the War Powers Resolution of 1973 (P.L. 93-148), receiving testimony from Arthur M. Schlesinger, City University of New York, New York; and Forrest McDonald, University of Alabama, Tuscaloosa.

Hearings were recessed subject to call.

DRUGS/LAW ENFORCEMENT/FOREIGN POLICY

Committee on Foreign Relations: Subcommittee on Terrorism, Narcotics and International Operations resumed hearings to review international drug control programs, focusing on law enforcement and foreign policy issues regarding Haiti and Panama, receiving testimony from Admiral Daniel Murphy, USN (Ret.), former Chief of Staff to Vice President Bush; Felix Rodriquez and Sarkis Soghenalian, both of Miami, Florida; and an incarcerated witness.

Hearings continue on Thursday, July 28.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered the following measures favorably reported:

S. 2449, to revise certain U.S. Code provisions with respect to the budgetary treatment of the U.S. Postal Service;

S. 2478, to improve the Federal budget process by establishing biennial budgeting, with amendments;

S. 1992, to promote intergovernmental and interagency cooperation in the development of groundwater policy, with an amendment in the nature of a substitute; and

S. 1911, to allow Federal forest firefighters to be paid overtime without limitation while serving on forest wildfire emergencies, with an amendment in the nature of a substitute.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered the following business items favorably reported:

The nominations of Richard L. Voorhees, to be U.S. District Judge for the Western District of North Carolina, Karl S. Forester, to be U.S. District Judge for the Eastern District of Kentucky, Fern M. Smith, to be U.S. District Judge for the Northern District of California, and Jan E. DuBois, to be U.S. District Judge for the Eastern District of Pennsylvania;

S. 2605, to extend for 3 years the funding authority for refugee assistance, with an amendment;

S.J. Res. 141, to designate August 29, 1988, as "National China-Burma-India Veterans Appreciation Day";

S.J. Res. 169, to designate October 2, 1988, as a National Day of Recognition for Mohandas K. Gandhi;

S.J. Res. 248, to designate the week of October 2-8, 1988, as "Mental Health Awareness Week";

S.J. Res. 261, to designate the month of November 1988 as "National Alzheimer's Disease Month";

S.J. Res. 263, to designate the period commencing November 13-19, 1988, as "Geography Awareness Week";

S.J. Res. 272, to designate the month of November 1988 as "National Diabetes Month";

S.J. Res. 289, to designate the month of November 1988 as "National Hospice Month";

S.J. Res. 290, to designate the period commencing September 25-October 1, 1988, as "National Historically Black Colleges Week";

S.J. Res. 294, to designate August 9, 1988, as "National Neighborhood Crime Watch Day";

S.J. Res. 295, to designate September 15, 1988, as "National D.A.R.E. Day";

S.J. Res. 298, to designate September 1988 as "National Library Card Sign-up Month";

S.J. Res. 302, to designate October 1988 as "National Down Syndrome Month";

S.J. Res. 303, to designate the month of October 1988 as "National Lupus Awareness Month";

S.J. Res. 312, to designate the week beginning September 18, 1988, as "Emergency Medical Services Week";

S.J. Res. 315, to designate 1989 as "Year of The Young Reader";

S.J. Res. 322, to designate the week of September 23–30, 1988, as "National Indian Heritage Week";

S.J. Res. 324, to designate February 1989 as "America Loves Its Kids Month";

S.J. Res. 328, to designate the day of September 14, 1988, as "National Medical Research Day";

S.J. Res. 329, to designate October 24–30, 1988, as "Drug Free America Week";

S.J. Res. 330, to designate September 16, 1988, as "National POW/MIA Recognition Day";

S.J. Res. 332, to designate the period commencing December 11–17, 1988, as "National Drunk and Drugged Driving Awareness Week";

S.J. Res. 333, to designate the week of October 9–15, 1988, as "National Job Skills Week";

S.J. Res. 336, to designate October 16, 1988, as "World Food Day";

S.J. Res. 342, to designate the week of November 28–December 5, 1988, as "National Book Week";

S.J. Res. 345, to designate October 8, 1988, as "National Day of Outreach to the Rural Disabled";

S.J. Res. 432, to honor Eugene O'Neill for his priceless contribution to the canon of American literature in this hundredth anniversary year of his birth;

S.J. Res. 475, to designate October 1988 as "Polish American Heritage Month", in lieu of S.J. Res. 281;

S.J. Res. 273, to designate October 6, 1988, as "German-American Day", with an amendment;

S.J. Res. 319, to designate the period commencing November 6–12, 1988, as "National Disabled Americans Week", with an amendment;

S.J. Res. 325, to designate the third week in May 1989, as "National Tourism Week", with an amendment;

S.J. Res. 326, to designate June 12–18, 1988, as "Lyme Disease Awareness Week", with an amendment; and

S.J. Res. 335, to designate the week of October 23–29, 1988, and the last full week of October hereafter as "National Adult Immunization Awareness Week", with an amendment.

Also, the committee failed to approve the nomination of Bernard H. Siegan, of California, to be U.S. Circuit Judge for the Ninth Circuit.

Also, the committee began consideration of S. 1515, to prohibit injunctive relief, or an award of damages, against a judicial officer for action taken in an official capacity, but did not complete action on, and recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered the following measures favorably reported:

S. 2488, to grant employees parental and temporary medical leave under certain circumstances, with an amendment;

S. 1808, to require the Secretary of Health and Human Services to determine the appropriate regulatory classification of the transitional devices of the Medical Device Amendments, with an amendment in the nature of a substitute;

S. 2229, authorizing funds for fiscal years 1989, 1990, and 1991 for health research and related teaching facilities, and training of professional health personnel as contained in title VII of the Public Health Service Act, with an amendment in the nature of a substitute;

S. 2561, to establish a program of grants to States to promote the provision of technology-related assistance to individuals with disabilities, with an amendment in the nature of a substitute; and

S. 2468, to improve the methods and procedures of the Food and Drug Administration, with an amendment in the nature of a substitute.

VETERANS' POST-TRAUMATIC STRESS DISORDER

Committee on Veterans' Affairs: Committee concluded oversight hearings to examine the extent of post-traumatic stress disorder on veterans, after receiving testimony from Vernon N. Houk, Director, Center for Environmental Health and Injury, Control, Centers for Disease Control, Department of Health and Human Services; David P. Baine, Associate Director, Human Resources Division, and Bruce Layton, Evaluator, Human Resources Division, and Gary Ulrich, Evaluator (San Francisco Regional Office), all of the U.S. General Accounting Office; John A. Gronvall, Chief Medical Director, Paul Errera, Director, Mental Health and Behavior Sciences Service, Richard J. Greene, Assistant Chief Medical Director for Research and Development, Larry Lehmann, Associate Director for Psychiatry, Art Blank, Director, Readjustment Counseling Service, Department of Medicine and Surgery, and Grady Horton, Deputy Chief Benefits Director for Program Management, all of the Veterans' Administration; William E. Schlenger, and Richard A. Kulka, both of the Research Triangle Institute, Stephen Sonnenberg, American Psychiatric Association, Charles Williams, American Ex-Prisoners of War, John Sommer, The American Legion, Gordon Mansfield, Paralyzed Veterans of America, James N. Magill, Veterans of Foreign Wars of the United States, Thomas A. Sherwood, Vietnam Veterans of America, and Ray Field, Veterans' Administration Advisory Committee on Native Americans and Native Hawaiians, all of Washington, DC; Roger Hamada, Research Associate, Veterans' Administration Regional Office, Honolulu, Hawaii; Matthew Friedman, VA Medical

Center, White River Junction, Vermont; Patrick Boudewyns, VAMC, Augusta, Georgia; Joan Furrey, Nursing Home Care Unit, VAMC, Bay Pines, Florida; Fred Gusman, VAMC, Palo Alto (Menlo Park Division), California; Ray Scurfield, PTSD Treatment Program, VAMC, American Lake, Tacoma, Washington; Bob Rheault, Outward Bound Program, Rockland, Maine; Bob Comeau, Portland, Maine; Obed Fernandez, Fresno, California; Bob Meredith, Cheyenne, Wyoming; and Harry Doughty, New Orleans, Louisiana.

NICARAGUA

Select Committee on Intelligence: Committee held hearings to review the current situation in Nicaragua, receiving testimony from Elliot Abrams, Assistant Secretary of State for Inter-American Affairs; and Richard Melton, Ambassador to Nicaragua.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 48 public bills, H.R. 5042–5089; and 15 resolutions, H.J. Res. 611–620, H. Con. Res. 338–340, and H. Res. 498–499 were introduced.

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Bills Reported: Reports were filed as follows:

H. Res. 498, providing for the consideration of H. Res. 497, condemning the Government of Nicaragua's anti-democratic actions, calling for compliance with the Esquipulas II and Sapoa Accords, and urging both sides to the Nicaraguan conflict to return to negotiations (H. Rept. 100–775);

H.R. 4310, to extend for an additional 5-year period certain provisions of title 17, United States Code, relating to the rental of sound recordings, amended (H. Rept. 100–776);

H.R. 1855, to amend the Public Health Service Act to extend programs for health information and health promotion, amended (H. Rept. 100–777);

H.R. 1861, to amend the Public Health Service Act to extend the program of block grants for preventive health and health services, amended (H. Rept. 100–778); and

H.R. 4872, to establish education and prevention programs relating to the illicit use of drugs by youth, amended (H. Rept. 100–779).

Page 18467

Military Construction Appropriations: House disagreed to the Senate amendments to H.R. 4586, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1989; and agreed to a conference. Appointed as conferees: Representatives Hefner, Alexander, Coleman of Texas, Thomas of Georgia, Bevill, Early, Dicks, Fazio, Whitten, Lowery of California, Edwards of Oklahoma, Kolbe, DeLay, and Conte.

Page 18407

Defense Authorization: By a yea-and-nay vote of 229 yeas to 183 nays, Roll No. 233, the House agreed to the conference report on H.R. 4264, to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, for military construction; and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces—clearing the measure for Senate action.

Page 18411

Agreed to H. Con. Res. 338, directing the Clerk of the House of Representatives to make technical corrections in the enrollment of H.R. 4264.

Page 18427

H. Res. 492, the rule which waived certain points of order against the conference report and its consideration, was agreed to earlier by a yea-and-nay vote of 276 yeas to 131 nays, Roll No. 232.

Page 18408

Nicaragua Human Rights: By a yea-and-nay vote of 385 yeas to 18 nays, Roll No. 235, the House agreed to H. Res. 497, condemning the Government of Nicaragua's anti-democratic actions, calling for compliance with the Esquipulas II and Sapoa accords, and urging both sides to the Nicaraguan conflict to return to negotiations.

Page 18437

H. Res. 498, the rule under which the resolution was considered, was agreed to earlier by a voice vote. Agreed to consider the rule by a yea-and-nay vote of 368 yeas to 40 nays, Roll No. 234, two-thirds of those present having voted in the affirmative.

Page 18428

Late Reports: Committee on Government Operations received permission to have until 6 p.m. on Friday, July 22, to file a report on S. 328, to amend chapter 39, United States Code, to require the Federal Government to pay interest on overdue payments, and one oversight report; and

Committee on Energy and Commerce received permission to have until 5 p.m. on Thursday, July 21, to file reports on H.R. 4757, to extend the Public Health Service Act to establish a grant program, and confidentiality protections, relating to counseling and testing with respect to acquired immune deficiency syndrome; H.R. 4850, to amend the Public Health Services Act with respect to research programs relating to acquired immune deficiency syndrome; and H.R. 4640, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices.

Page 18446

Resignation-Appointments: Notwithstanding any adjournment of the House until Tuesday, July 26, the Speaker was authorized to accept resignations, and appoint commissions, boards, and committees authorized by law or by the House.

Page 18447

Helsinki Human Rights: House passed S.J. Res. 338, to designate August 1, 1988, as "Helsinki Human Rights Day"—clearing the measure for the President.

Page 18447

Arizona Land Exchange: By a yea-and-nay vote of 272 yeas to 86 nays, Roll No. 236, the House agreed to H. Res. 493, providing for the consideration of H.R. 4519, to provide for the disposition of certain lands in Arizona under the jurisdiction of the Department of the Interior by means of an exchange of lands.

Page 18450

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 18410, 18426, 18428, 18445, 18452. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 5:28 p.m.

DROUGHT ASSISTANCE ACT

Committee on Agriculture: Continued consideration of H.R. 5015, Drought Assistance Act of 1988.

Will continue July 26.

IMPACT OF GORBACHEV'S REFORM MOVEMENT ON THE SOVIET MILITARY

Committee on Armed Services: Defense Policy Panel continued hearings on the impact of Gorbachev's reform movement on the Soviet military. Testimony was heard from public witnesses.

STRATEGIC DEFENSE INITIATIVE

Committee on Armed Services: Strategic Defense Initiative Panel concluded hearings on the Strategic Defense Initiative. Testimony was heard from the following officials of the Department of Defense: Robert Everett, Chairman, Defense Science Board, Strategic Defense Milestone Panel; and O'Dean Judd, Chief Scientist, Strategic Defense Initiative Organization; Peter Sharfman, Program Manager, International Security and Commerce Program, Office of Technology Assessment; and public witnesses.

U.S. ECONOMIC AND ENERGY SECURITY INTERESTS IN THE PERSIAN GULF

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on U.S. Economic and Energy Security Interests in the Persian Gulf. Testimony was heard from public witnesses.

STRIKE REPLACEMENTS

Committee on Education and Labor: Subcommittee on Labor-Management Relations held a hearing on the issue of strike replacements, including consideration of H.R. 4552, to amend the National Labor Relations Act to make it an unfair labor practice for an employer to hire, or threaten to hire, permanent replacement workers during the first 10 weeks of any strike and the Issue of Strike Replacements. Testimony was heard from Representative Brennan; and public witnesses.

PETROLEUM MARKETING PRACTICES ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Energy and Power approved for full Committee action H.R. 1842, Petroleum Marketing Practices Act Amendments of 1987.

ACTIVITIES OF THE BELL HELICOPTER/TEXTRON, INC., ON DEFENSE CONTRACTS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings regarding activities of the Bell Helicopter/Textron, Inc., on a number of defense contracts. Testimony was heard from Jay R. Scully, Assistant Secretary of the Army, Research, Development and Acquisition, Department of Defense, and public witnesses.

PROPOSALS TO REFORM THE FINANCIAL MARKETS

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on proposals for reform of the financial markets in response to the October market crash. Testimony was heard from public witnesses.

SOLID WASTE DISPOSAL ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials approved for full Committee action, as amended, the following bills: H.R. 3785, to amend the Solid Waste Disposal Act to clarify provisions concerning the application of certain requirements and sanctions to Federal facilities; H.R. 3782, to amend the Solid Waste Disposal Act to improve compliance by Federal facilities with the requirements of subtitle C of the act; and H.R. 3783, to amend the Solid Waste Disposal Act to improve compliance with hazardous waste laws at Federal facilities.

STATUS OF CONVENTIONAL ARMS TALKS IN EUROPE

Committee on Foreign Affairs: and the Commission on Security and Cooperation in Europe concluded joint hearings on Status of Conventional Arms Talks in

Europe. Testimony was heard from Rozanne L. Ridgeway, Assistant Secretary, Bureau of European and Canadian Affairs, Department of State; and Ronald Lehman, Assistant Secretary, International Security Policy, Department of Defense.

REPORTED MASSACRES AND INDISCRIMINATE KILLINGS IN SOMALIA

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on Reported Massacres and Indiscriminate Killings in Somalia. Testimony was heard from Kenneth L. Brown, Deputy Assistant Secretary, Bureau of African Affairs, Department of State; and public witnesses.

GORBACHEV'S REFORMS AND THEIR IMPLICATIONS FOR U.S. POLICY

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East concluded hearings on Gorbachev's Reforms and Their Implications for U.S. Policy. Testimony was heard from Franklin J. Vargo, Deputy Assistant Secretary for Europe, Department of Commerce.

INTERNATIONAL EXPORT OF U.S. WASTE

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on the International Export of U.S. Waste. Testimony was heard from Representative Conyers; from the following officials of EPA: John C. Martin, Inspector General; Stephen Wassersug, Director, Hazardous Waste Management Division, Region III; George P. Christich, International Activities Specialist, Office of International Activities; and Sheldon Meyers, Acting Associate Administrator, International Affairs; Frederick W. Bernthal, Assistant Secretary, Oceans and International Environmental and Scientific Affairs, Department of State; Capt. Edward K. Roe, Port of Philadelphia, U.S. Coast Guard, Department of Transportation; and public witnesses.

MEDICAL AND SOCIAL CHOICES FOR INFERTILE COUPLES

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on Medical and Social Choices for Infertile Couples and the Federal Role in Prevention and Treatment. Testimony was heard from Representatives Schroeder and Smith of New Jersey; from the following officials of the Department of Health and Human Services: Dr. Robert E. Windom, Assistant Secretary for Health, Public Health Service; Dr. Duane F. Alexander, Director, National Institute of Child Health and Human Development, NIH: Dr. Charles R. McCarthy, Director, Office for Protection from Research Risks, NIH; and Dr. Willard Cates, Jr., Director, Division of Sexually Transmitted Diseases; from the following officials of OTA: Gary Ellis; and Alta Charo, Legal Analyst; Dr. John A. Gronvall, Chief Medical Director, VA; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met in executive session to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 4777, to modify the boundary of the Guadalupe Mountains National Park; and H.R. 3544, Big Thicket National Preserve Addition Act of 1987. Testimony was heard from Representatives Wilson, and Coleman of Texas; Gerald Patten, Associate Director, Planning and Development, National Park Service, Department of the Interior; and public witnesses.

COLORADO RIVER STORAGE PROJECT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power approved for full Committee action, as amended, H.R. 3408, to increase the amounts authorized for the Colorado River Storage Project.

ISSUES SURROUNDING THE IMPLEMENTATION OF CITES

Committee on Merchant Marine and Fisheries: Subcommittee on Oversight and Investigations held a hearing on issues surrounding the implementation of CITES, the treaty involving international trade in wildlife and wildlife products. Testimony was heard from the following officials of the Fish and Wildlife Service, Department of the Interior: Ron Lambertson, Regional Director, Boston; and Clark Bavin, Chief, Division of Law Enforcement; and public witnesses.

RELEASE OF WATER FROM THE MISSISSIPPI RIVER HEADWATER LAKES

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing regarding the release of water from the Mississippi River Headwater Lakes in Minnesota, to alleviate low flow conditions in Minneapolis and St. Paul, Minnesota. Testimony was heard from the following officials of the U.S. Army Corps of Engineers, Department of Defense: Earl Eiker, Chief Hydraulics and Hydrology Branch; and Edward Eaton, Chief, Water Control Unit, St. Paul District; Steven G. Thorne, Deputy Commissioner, Department of Natural Resources, State of Minnesota; and public witnesses.

CONDEMNING THE GOVERNMENT OF NICARAGUA'S ANTI-DEMOCRATIC ACTIONS

Committee on Rules: Granted H. Res. 497, Condemning the Government of Nicaragua's anti-democratic actions, calling for compliance with the Esquipulas II and Sapoa Accords, and urging both sides to the Nicaraguan conflict to return to negotiations, a rule providing for its consideration in the House. The rule provides one hour of debate and provides one motion to recommit only if offered by Representative Edwards of Oklahoma. Testimony was heard from Representatives Bonior and Edwards of Oklahoma.

U.S. COMPETITIVENESS IN BIOTECHNOLOGY

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment and the Subcommittee on Science, Research and Technology held a joint hearing on U.S. Competitiveness in Biotechnology. Testimony was heard from the following officials of the OTA: Kathi Hanna, Project Coordinator, U.S. Investment in Biotechnology; and Robert Cook-Deegan, Senior Analyst; D. Bruce Merrifield, Assistant Secretary, Productivity, Technology and Innovation, Department of Commerce; Ruth Kirschstein, Director, Institute General Medical Studies, NIH, Department of Health and Human Services; David B. Nelson, Executive Director, Office of Energy Research, Department of Energy; and public witnesses.

EFFICACY AND SAFETY OF COSMETIC PRODUCTS

Committee on Small Business: Subcommittee on Regulation and Business Opportunities held a hearing on Efficacy and Safety of Cosmetic Products. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Ordered reported, as amended the following bills: H.R. 4333, Technical Corrections Act of 1988; and H.R. 4845, to make technical corrections in pension-related provisions in the Internal Revenue Code of 1986 and the Employee Retirement Income Security Act of 1974.

The Committee also approved draft implementing legislation on the U.S.-Canada Free Trade Agreement.

OMNIBUS McKINNEY HOMELESS ASSISTANCE ACT

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation approved for full Committee action, as amended, H.R. 4352, Omnibus McKinney Homeless Assistance Act of 1988.

ETHIOPIA AND SUDAN: WARFARE, POLITICS AND FAMINE

Select Committee on Hunger: Held a hearing on Ethiopia and Sudan: Warfare, Politics and Famine. Testimony was heard from the following officials of the Department of State: Jack Davidson, Assistant Deputy Secretary for Africa; and Kenneth Brown, Deputy Assistant Secretary for Africa; the following officials of AID: Walter Bollinger, Deputy Assistant Administrator, Africa; and William Garveling, Deputy Director, Office of Foreign Disaster Assistance; and public witnesses.

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Monday, July 25, 1988

Senate

Chamber Action

Routine Proceedings, pages 18555–18649

Measures Introduced: Four bills were introduced, as follows: S. 2650–2653.

Page 18624

Measures Reported: Reports were made as follows:

S. 2631, to provide drought assistance to agricultural producers, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–426)

H.J. Res. 475, to designate October 1988 as "Polish American Heritage Month".

S. Res. 432, to honor Eugene O'Neill for his priceless contribution to the canon of American literature in this the hundredth anniversary year of his birth.

S.J. Res. 141, designating August 29, 1988, as "National China-Burma-India Veterans Appreciation Day".

S.J. Res. 169, designating october 2, 1988, as a national day of recognition for Mohandas K. Gandhi.

S.J. Res. 248, to designate the week of October 2, 1988, through October 8, 1988, as "Mental Illness Awareness Week"

S.J. Res. 261, designating the month of November 1988 as "National Alzheimer's Disease Month".

S.J. Res. 263, to designate the period commencing November 13, 1988, and ending November 19, 1988, as "Geography Awareness Week".

S.J. Res. 272, to designate November, 1988, as "National Diabetes Month".

S.J. Res. 273, designating October 6, 1988, as "German-American Day".

S.J. Res. 289, to designate the month of November 1988 as "National Hospice Month".

S.J. Res. 290, to designate the period commencing September 25, 1988, and ending on October 1, 1988, as "National Historically Black Colleges Week".

S.J. Res. 294, designating August 9, 1988, as "National Neighborhood Crime Watch Day".

S.J. Res. 295, to provide for the designation of September 15, 1988, as "National D.A.R.E. Day".

S.J. Res. 298, designating September 1988 as "National Library Card Sign-Up Month".

S.J. Res. 302, to designate October 1988 as "National Down Syndrome Month".

S.J. Res. 303, to designate the month of October, 1988 as "National Lupus Awareness Month".

S.J. Res. 306, designating the day of August 7, 1989, as "National Lighthouse Day".

S.J. Res. 312, designating the week beginning September 18, 1988, as "Emergency Medical Services Week".

S.J. Res. 315, designating 1989 as, "Year of the Young Reader".

S.J. Res. 319, to designate the period commencing November 6, 1988, and ending November 12, 1988, as "National Disabled Americans Week".

S.J. Res. 320, to commemorate the fiftieth anniversary of the passage of the Food, Drug and Cosmetic Act.

S.J. Res. 322, to designate the week of September 23–30, 1988, as "National American Indian Heritage Week".

S.J. Res. 324, to designate February 1989 as "America Loves Its Kids Month".

S.J. Res. 325, designating the third week in May 1989 as "National Tourism Week", with an amendment.

S.J. Res. 328, to designate the day of September 14, 1988, as "National Medical Research Day".

S.J. Res. 329, to designate October 24–30, 1988 as "Drug Free America Week".

S.J. Res. 330, to provide for the designation of September 16, 1988, as "National POW/MIA Recognition Day".

S.J. Res. 332, to designate the period commencing December 11, 1988, and ending December 17, 1988, as "National Drunk and Drugged Driving Awareness Week".

S.J. Res. 333, to designate the week of October 9, 1988, through October 15, 1988, as "National Job Skills Week".

S.J. Res. 335, to designate the last full week of October, October 23 through October 29, 1988, and the last full week of October hereafter as "National Adult Immunization Awareness Week", with an amendment and an amendment to the title.

S.J. Res. 336, designating October 16, 1988, as "World Food Day".

S.J. Res. 342, to designate the week of November 28 through December 5, 1988, as "National Book Week".

S.J. Res. 345, to designate October 8, 1988, as "National Day of Outreach to the Rural Disabled".

Page 18622

Measures Passed:

Certificate of Documentation for Certain Vessels: Senate passed S. 2417, to authorize a certificate of documentation for certain vessels, after agreeing to Byrd (for Hollings) Amendment No. 2659, in the nature of a substitute.

Page 18647

Foreign Agents Registration Improvement Act: Senate passed S. 1268, to amend the Foreign Agents Registration Act of 1938 (22 U.S.C.) by removing references to "political propaganda" and substituting "advocacy materials", after agreeing to a committee amendment in the nature of a substitute.

Page 18648

Indefinitely Postponed: The following bills were indefinitely postponed:

M/V Polar Ice: S. 1418, to direct the Secretary of the department in which the United States Coast Guard is operating to cause the vessel *M/V Polar Ice* to be documented as a vessel of the United States so as to be entitled to engage in the coastwise trade.

M/V Ocean Cyclone: S. 2300, to issue a fisheries license for the operation of the vessel *M/V Ocean Cyclone.*

M/V Ocean Tempest: S. 2331, to issue a fisheries license for the operation of the vessel *M/V Ocean Tempest.*

Certificate of Documentation for Compass Rose III: S. 2493, to authorize a certificate of documentation for the vessel *Compass Rose III.*

Page 18648

Endangered Species Act Authorizations: Senate began consideration of S. 675, to authorize funds to carry out the Endangered Species Act of 1973 during fiscal years 1988, 1989, 1990, 1991, and 1992, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 18564

Adopted:

(1) Mitchell Amendment No. 2651, to provide that the term "person" means an individual, corporation, partnership, trust, association, or any other private entity, or any officer, employee, agent, department, or instrumentality of the Federal Government, of any State, municipality, or political subdivision of a State, or of any foreign government, any State, municipality, or political subdivision of a State, or any other entity subject to the jurisdiction of the United States.

Page 18571

(2) Mitchell (for Burdick and Symms) Amendment No. 2652, to provide that the Administrator of the Environmental Protection Agency, in cooperation with the Secretary of Agriculture and the Secretary of the Interior, shall conduct a program to inform and educate fully persons engaged in agricultural food and fiber commodity production of any proposed pesticide labeling program or requirements that may be imposed by the Adminsitrator in compliance with the Endangered Species Act (16 U.S.C. 1531 et seq.).

Page 18572

(3) Mitchell (for Evans and Adams) Amendment No. 2653, to amend subsection 10(f) of the Act, to permit for an additional 5 years the continued sale of scrimshaw which is covered by a valid certificate of exemption issued pursuant to the Endangered Species Act.

Page 18574

(4) Heflin Amendment No. 2654, to resolve the controversy over sea turtle protection and shrimp fishing and to assist the Secretary of Commerce in making recommendations and in carrying out his duties under law, including the Endangered Species Act.

Page 18576

By unanimous vote of 78 yeas (Vote No. 253), Senate earlier agreed to a motion to proceed to the consideration of the bill.

Page 18564

Departments of Labor, Health and Human Services, and Education Appropriations, 1989: Senate began consideration of H.R. 4783, to appropriate funds for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1989, agreeing to certain committee amendments and taking action on amendments proposed thereto, as follows:

Page 18586

Adopted:

Humphrey Amendment No. 2658, to prohibit the use of appropriated funds to require any person or entity to perform, or facilitate in any way the performance of, any abortion.

Page 18617

Rejected:

(1) Helms Amendment No. 2655, to strike the language providing for family planning programs. (By 65 yeas to 21 nays (Vote No. 254), Senate tabled the amendment.)

Page 18602

(2) Helms Amendment No. 2657, to provide that none of the funds made available under the Act for the Department of Health and Human Services shall be obligated or expended after January 31, 1989, if on that date the Secretary of HHS has not promulgated regulations to prohibit the provision of contraceptive drugs or devices to an unemancipated minor without the prior written consent of the minor's parent or guardian. (By 54 yeas to 34 nays (Vote No. 255), Senate tabled the amendment.)

Page 18612

A unanimous-consent agreement was reached providing that the Majority Leader, after consultation with the Minority Leader, may return to the consideration of the bill.

Page 18620

Executive Reports of Committees: Senate received the following executive reports of Committees:

Report to accompany the nomination of Robert S. Gelbard, of Washington, to be Ambassador to the Republic of Bolivia (together with additional views). (Ex. Rept. No. 100–18)

Report to accompany the nomination of Christopher W.S. Ross, of California, to be Ambassador to the Democratic and Popular Republic of Algeria (together with additional views). (Ex. Rept. No. 100–19)

Page 18624

Nomination Withdrawn: Senate received notification of the withdrawal of the nomination of Capt. William L. Schachte, Jr., Judge Advocate General's Corps, U.S. Navy, to be assigned as Assistant Judge Advocate General of the Navy.

Page 18649

Nominations Received: Senate received the following nominations:

Richard L. Thornburgh, of Pennsylvania, to be Attorney General.

Robert L. Jordan, to be United States District Judge for the Eastern District of Tennessee.

Vernon A. Walters, of Florida, to be a Representative of the United States to the Forty-Third Session of the General Assembly of the United Nations.

Joseph F. Salgado, of California, to be the Representative of the United States to the Thirty-Second Session of the General Conference of the International Atomic Energy Agency.

Carol C. Adelman, of Virginia, to be an Assistant Administrator of the Agency for International Development.

Jose A. Costa, Jr., of Florida, to be a Member of the Advisory Board for Radio Broadcasting to Cuba.

Mildred M. Edwards, to be an Associate Judge of the Superior Court of the District of Columbia.

Robert M. Mattson, of Oregon, to be a Member of the National Advisory Council on Educational Research and Improvement.

Donald Kagan, of Connecticut, to be a Member of the National Council on the Humanities.

D. Allan Bromley, of Connecticut, to be a Member of the National Science Board, National Science Foundation.

Daniel C. Drucker, of Florida, to be a Member of the National Science Board, National Science Foundation.

2 Navy nominations in the rank of admiral. **Page 18649**

Messages From the President: **Page 18621**

Messages From the House: **Page 18621**

Measures Ordered Placed on Calendar: **Page 18621**

Communications: **Page 18622**

Statements on Introduced Bills: **Page 18624**

Amendments Submitted: **Page 18629**

Additional Cosponsors: **Page 18627**

Authority for Committees: **Page 18632**

Notices of Hearings: **Page 18632**

Additional Statements: **Page 18633**

Record Votes: Three record votes were taken today. (Total—255) **Pages 18564, 18610, 18615**

Adjournment: Senate convened at 10 a.m., and adjourned at 6:47 p.m., until 10:30 a.m., on Tuesday, July 26, 1988.

Committee Meetings

UNINSURED AMERICANS

Committee on Finance: Subcommittee on Health held hearings to review the problems resulting from the lack of health insurance coverage in the United States, receiving testimony from Robert J. Blandon, Harvard School of Public Health, Boston, Massachusetts; Karen Davis, Johns Hopkins School of Hygiene and Public Health, Baltimore, Maryland; Richard N. Jensen, National Governors' Association, Carl J. Schramm, Health Insurance Association of America, and Willis B. Goldbeck, Washington Business Group on Health, all of Washington, D.C.; Carol M. McCarthy, American Hospital Association, Chicago Illinois; Willam S. Hoffman, International Union of United Auto Workers, Detroit, Michigan; and T. Peter Ruane, Task Force on Mandated Benefits, Alexandria, Virginia.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of John A. Burroughs, Jr., of Maryland, to be Ambassador to the Republic of Uganda, Carl C. Cundiff, of Nevada, to be Ambassador to the Republic of Niger, John F. Kordek, of Illinois, to be Ambassador to the Republic of Botswana, Robert L. Pugh, of Virginia, to be Ambassador to the Republic of Chad, and William H. Twaddell, of Rhode Island, to be Ambassador to the Islamic Republic of Mauritania, after the nominees testified and answered questions in their own behalf.

ARIZONA-FLORIDA LAND EXCHANGE ACT

Select Committee on Indian Affairs: Committee concluded joint hearings with the Committee on Energy and Natural Resources' Subcommittee on Public Lands, National Parks and Forests on S. 2420, to provide for the exchange of property in Phoenix, Arizona under the jurisdiction of the Department of the Interior with Florida property to allow for the acquisition of lands to the Big Cypress National Preserve and other conservation units in Florida, after receiving testimony from Senator Graham; Representatives Udall and Rhodes; Susan Recce, Assistant Secretary for Fish and Wildlife and Parks, William P. Ragsdale, Deputy Assistant Secretary, and Wilson Babby, Director of Education, both of the Bureau of Indian Affairs, and William Hartwig, Chief, Division of Realty, Fish and Wildlife Service, all of the Department of the Interior; Roy Cawley, Barron Collier Enterprises, Caleb Roanhorse, The Navajo Nation, Paul Pritchard, National Park and Conservation Association, and James Pierce, National Federation of Federal Employees, all of Washington, D.C.; Nora Garcia and John Lewis, both of the InterTribal Council of Arizona, Joni Bosh, Sierra Club, (Grand Canyon Chapter), and Richard Young, Native American Heritage Preserve, all of Phoenix, Arizona; Jim Webb, Wilderness Society, Coral Gables, Florida; and Jean Chaudhuri, North American Indian Women's Association, Tempe, Arizona.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, July 26.

Committee Meetings

No committee meetings were held today.

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Tuesday, July 26, 1988

Senate

Chamber Action

Routine Proceedings, pages 18652–18816

Measures Introduced: Five bills and one resolution were introduced, as follows: S 2654–2658, and S.J. Res. 352.

Page 18760

Measures Reported: Reports were made as follows:

S. 2449, to amend title 39, United States Code, with respect to the budgetary treatment of the Postal Service, and for other purposes. (S. Rept. No. 100–427)

Special Report entitled "Report of the Committee on Rules and Administration Pursuant to Section 302(B) of the Congressional Budget Act of 1974". (S. Rept. No. 100–428)

S. 2209, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and programs management, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–429)

S. 837, to amend the Fair Labor Standards Act of 1938 to restore the minimum wage to a fair and equitable rate, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–430)

S. 2030, to amend the Marine Protection, Research, and Sanctuaries Act, with an amendment in the nature of a substitute. (S. Rept. No. 100–431)

S. 2496, to provide for the leasing of certain real property to the American National Red Cross, District of Columbia Chapter, for the construction and maintenance of certain buildings and improvements. (S. Rept. No. 100–432).

Page 18760

Measures Passed:

National China-Burma-India Veterans Appreciation Day: Senate passed S.J. Res. 141, designating August 29, 1988, as "National China-Burma-India Veterans Appreciation Day."

Page 18804

Mohandas K. Ghandi Recognition Day: Senate passed S.J. Res. 169, designating October 2, 1988, as "National Day of Recognition for Mohandas K. Ghandi."

Page 18804

Mental Illness Awareness Week: Senate passed S.J. Res. 248, designating the week of October 2, 1988 through October 8, 1988 as "Mental Illness Awareness Week."

Page 18804

National Alzheimer's Disease Month: Senate passed S.J. Res. 261, designating the month of November 1988 as "National Alzheimer's Disease Month."

Page 18805

Geography Awareness Week: Senate passed S.J. Res. 263, designating the period commencing November 13, 1988 and ending November 19, 1988 as "Geography Awareness Week."

Page 18805

National Diabetes Month: Senate passed S.J. Res. 272, designating November 1988 as "National Diabetes Month."

Page 18806

German-American Day: Senate passed S.J. Res. 273, designating October 6, 1988, as "German-American Day."

Page 18806

National Hospice Month: Senate passed S.J. Res. 289, to designate the month of November 1988 as "National Hospice Month."

Page 18806

National Historically Black Colleges Week: Senate passed S.J. Res. 290, designating the period commencing September 25, 1988, and ending October 1, 1988, as "National Historically Black Colleges Week."

Page 18807

National Neighborhood Crime Watch Day: Senate passed S.J. Res. 294, designating August 9, as "National Neighborhood Crime Watch Day."

Page 18807

National D.A.R.E. Day: Senate passed S.J. Res. 295, providing for the designation of September 15, 1988, as "National D.A.R.E. Day."

Page 18807

National Library Card Sign Up Month: Senate passed S.J. Res. 298, designating September 1988 as "National Library Card Sign Up Month."

Page 18808

National Down Syndrome Month: Senate passed S.J. Res. 302, designating October 1988 as "National Down Syndrome Month."

Page 18808

National Lupus Awareness Month: Senate passed S.J. Res. 303, to designate the month of October 1988 as "National Lupus Awareness Month."

Page 18808

National Lighthouse Day: Senate passed S.J. Res. 306, designating the day of August 7, 1988, as "National Lighthouse Day.

Page 18809

Emergency Medical Services Week: Senate passed S.J. Res. 312, designating the week beginning September 18, 1988, as "Emergency Medical Services Week."

Page 18810

Year of the Young Reader: Senate passed S.J. Res. 315, designating 1989 as "Year of the Young Reader." **Page 18810**

National Disabled Americans Week: Senate passed S.J. Res. 319, designating the period commencing November 6, 1988, and ending November 12, 1988 as "National Disabled Americans Week." **Page 18810**

Federal Food, Drug, and Cosmetic Act: Senate passed S.J. Res. 320, to commemorate the 50th anniversary of the passage of the Federal Food, Drug, and Cosmetic Act. **Page 18810**

National American Indian Heritage Week: Senate passed S.J. Res. 322, designating the week of September 23–30, 1988, as "National American Indian Heritage Week." **Page 18811**

America Loves Its Kids Month: Senate passed S.J. Res. 324, designating February 1989 as "America Loves Its Kids Month." **Page 18811**

National Tourism Week: Senate passed S.J. Res. 325, designating the third week in May 1989 as "National Tourism Week," after agreeing to a committee amendment. **Page 18812**

National Medical Research Day: Senate passed S.J. Res. 328, to designate the day of September 14, 1988, as "National Medical Research Day. **Page 18812**

Drug Free America Week: Senate passed S.J. Res. 329, to designate October 24, through October 30, 1988, as "Drug Free America Week." **Page 18813**

National POW/MIA Recognition Day: Senate passed S.J. Res. 330, to provide for the designation of September 16, 1988, as "National POW/MIA Recognition Day." **Page 18813**

National Drunk and Drugged Driving Awareness Week: Senate passed S.J. Res. 332, to designate the period commencing December 11, 1988, and ending December 17, 1988, as "National Drunk and Drugged Driving Awareness Week." **Page 18813**

National Job Skills Week: Senate passed S.J. Res. 333, to designate the week of October 9, 1988, through October 15, 1988, as "National Job Skills Week." **Page 18814**

National Adult Immunization Awareness Week: Senate passed S.J. Res. 335, to designate the last full week of October, October 23 through October 29, 1988, and the last full week of October hereafter as "National Adult Immunization Awareness Week," after agreeing to a committee amendment. **Page 18814**

World Food Day: Senate passed S.J. Res. 336, designating October 16, 1988, as "World Food Day." **Page 18815**

National Book Week: Senate passed S.J. Res. 342, to designate the week of November 28 through December 5, 1988, as "National Book Week." **Page 18815**

National Day of Outreach to the Rural Disabled: Senate passed S.J. Res. 345, to designate October 8, 1988, as "National Day of Outreach to the Rural Disabled." **Page 18815**

In Honor of Eugene O'Neill's Contributions: Senate agreed to S. Res. 432, to honor Eugene O'Neill for his priceless contribution to the canon of American literature in this the hundredth anniversary of his birth. **Page 18816**

Polish American Heritage Month: Senate passed H.J. Res. 475, to designate October 1988 as "Polish American Heritage Month." **Page 18816**

Hunger Prevention Act: By 90 yeas to 7 nays (Vote No. 257), Senate passed S. 2560, to amend the Temporary Emergency Food Assistance Act of 1983 to require the Secretary of Agriculture to make available additional types of commodities, to improve child nutrition and food stamp programs, to provide other hunger relief, and for other purposes, after taking action on amendments proposed thereto, as follow: **Page 18668**

Adopted:

(1) Leahy Amendment No. 2663, in the nature of a substitute. **Page 18671**

(2) Daschle Amendment No. 2664, to permit the Secretary of Agriculture to make certain commodities available to the Department of Defense for use in child care. **Page 18676**

(3) Daschle Amendment No. 2665, to require the Secretary of Agriculture to solicit application for assistance under the Temporary Emergency Food Assistance Act of 1983. **Page 18677**

(4) Lugar (for Grassley) Amendment No. 2667, to require that certain funds provided to States under the Temporary Emergency Food Assistance act of 1983 be used to provide information to recipients of commodities under such Act concerning the storage and preparation of such commodities. **Page 18684**

Rejected:

By 14 yeas to 81 nays (Vote No. 256), Gramm Amendment No. 2666, to provide that funds to be made available to purchase additional commodities under the additional commodities programs be reduced by an amount equal to the value of any surplus commodities donated to the Temporary Emergency Food Assistance Program and to soup Kitchens by the Commodity Credit Corporation.

Page 18679

Departments of Labor, Health and Human Services, and Education Appropriations, 1989: Senate continued consideration of H.R. 4783, to appropriate funds for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1989, agreeing to certain committee amendments and taking action on additional amendments proposed thereto, as follows:

Page 18660

Adopted:

Metzenbaum-Bentsen Amendment No. 2662, to provide the sense of the Senate regarding pension asset reversions.

Page 18664

Pending:

Helms Amendment No. 2661, to provide that, none of the funds made available under this Act, or an amendment made by this Act for the Department of Health and Human Services shall be obligated or expended after January 31, 1989 if on that date the Secretary of that Department, using existing power, has not promulgated regulations prohibiting funds from being used to provide, on the premises of any elementary or secondary school, contraceptive drugs or devices, prescriptions for contraceptive drugs or devices, transportation for contraceptive drugs or devices, referrals for contraceptive drugs or devices, abortions transportation to aid in obtaining an abortion, counseling to encourage an individual to obtain an abortion, or referrals for obtaining an abortion.

Pages 18661, 18664

Rejected:

[NOTE: In the record of Monday, July 25, the language for Helms Amendment No. 2655 should read as follows:

Helms Amendment No. 2655, to strike the language providing for family planning programs. [By 65 yeas to 21 nays (Vote No. 254), Senate tabled the amendment.]

Page 18602

Senate will continue consideration of the bill and amendments proposed thereto, on Wednesday, July 27, 1988.

Commerce, Justice, State, Judiciary Appropriations, 1989: Senate began consideration of H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, and the Judiciary, and related agencies for the fiscal year ending September 30, 1989, agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Page 18703

Adopted:

(1) Hollings Amendment No. 2668, to permit more time for rulemaking for certain nonimmigrant visas.

Page 18720

(2) Hollings Amendment No. 2669, to provide $150,000 for the NATO Information Office.

Page 18720

(3) Hollings Amendment No. 2670, to provide an additional $5,000,000 for the National Bureau of Standards and earmark $4,000,000 for the EROS Data Center in South Dakota.

Page 18721

(4) Hollings Amendment No. 2671, to provide for continual improvements in manufacturing technology, quality control, and techniques for ensuring product reliability and cost-effectiveness.

Page 18723

(5) Adams Amendment No. 2672, to allocate funds to the Seattle Goodwill Games Organizing Committee for cultural exchanges and other related exchange activities.

Page 18725

(6) Chiles Amendment No. 2673, to curtail abuses in management of the housing benefits given to select employees of the United States Mission to the United Nations.

Page 18726

(7) Pryor Amendment No. 2674, to reduce certain funds for consulting services involving management and professional services, special studies and analyses, technical assistance, and management review of program funded organizations.

Page 18727

(8) Rockefeller Amendment No. 2675, to express the sense of the Congress on certain policies and practices in Japan affecting commerce in American high technology products.

Page 18729

(9) Simon Amendment No. 2676, to instruct the Department of Commerce to study, and report back to Congress on the feasibility of establishing a central computer bank for U.S. corporations that are in need of personnel with foreign language skills, and a computer bank of personnel with such foreign language skills seeking employment.

Page 18731

(10) Modified Helms Amendment No. 2677, to direct the Federal Communications Commission to proscribe all obscene and indecent material broadcast by means of radio communication in accordance with section 1464 of title 18, United States Code.

Page 18733

(11) Rudman (for Stevens) Amendment No. 2678, to establish that all grantees receiving Federal funds shall clearly state the percentage of the total cost of the program or project which will be financed with Federal money, and the dollar amount of Federal funds for the project or program.

Page 18735

(12) Hollings (for Mitchell) Amendment No. 2679, to allocate $2,000,000 for youth exchanges under the Samantha Smith Memorial Exchange Program.

Page 18736

(13) Lautenberg Amendment No. 2680, to express the sense of the Senate concerning the election of Cuba to the United Nations Commission on Human Rights.

Page 18736

(14) Leahy Amendment No. 2681, to provide for a demonstration project involving ram-resistant barrier-gate security devices for United States diplomatic missions.

Page 18738

(15) Helms Amendment No. 2682, to provide for the diplomatic mission in Israel.

Pages 18739, 18745

(16) Metzenbaum Amendment No. 2683, to provide that the Federal Trade Commission shall provide any necessary or requested assistance to appropriate state agencies which are investigating possible unfair or deceptive practices in the distribution offering for the sale and sale of drought insurance during calendar year 1988.

Page 18740

(17) Chiles Amendment No. 2684, concerning the treatment of fathers of illegitimate children in international adoption cases.

Page 18741

(18) Inouye Amendment No. 2685, to limit expenditures of funds by the U.S. Civil Rights Commission for certain purposes.

Page 18745

(19) Rudman (for Stevens) Amendment No. 2686, relating to certain income accounts of the Commission of the Bicentennial of the Constitution, enabling the Commission to raise certain money from private funds.

Page 18747

(20) Dole Amendment No. 2687, to express the sense of the Congress with respect to Afghanistan and to the appointment of an Ambassador to that nation by the President of the United States.

Page 18748

(21) Levin Amendment No. 2688, to increase the consultation between the Department of State and the Appropriations Committees of the Congress regarding refugee admissions.

Page 18755

Pending:

Dole Amendment No. 2689, to express the sense of the Senate that the People's Republic of China should immediately halt the sale of ballistic missiles and other offensive weapons to all nations of the Middle East and Persian Gulf, should discontinue discussions regarding potential sales of M9 short-range ballistic missiles and other armaments under development, and should endorse the United Nations-sponsored international arms embargo against Iran and Iraq.

Page 18756

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereto, on Wednesday, July 27, 1988.

Page 18755

SBA Reauthorization and Amendment Act of 1988: Senate insisted on its amendments to H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1958, requested a conference with the House thereon, and appointed as conferees Senators Bumpers, Nunn, Sasser, Weicker, and Boschwitz.

Page 18816

Message From the President: Senate received the following message from the President of the United States:

Transmitting amendments to the Convention on the International Regulations for Preventing Collisions at Sea, 1972, adopted at London, November 19, 1987; which was referred to the Committee on Commerce, Science, and Transportation. (PM–148)

Page 18757

Nominations Confirmed: Senate confirmed the following nominations:

Wendy Monson DeMocker, of Virginia, to be an Assistant Secretary of Transportation.

Charles E. Cobb, Jr., of Florida, to be Under Secretary of Commerce for Travel and Tourism.

Karl S. Forester, to be United States District Judge for the Eastern District of Kentucky.

Fern M. Smith, to be United States District Judge for the Northern District of California.

Jan E. DuBois, to be United States District Judge for the Eastern District of Pennsylvania.

Page 18816

Nomination Withdrawn: Senate received notification of the withdrawal of the nomination of Robert Roberto, Jr., of New York, to be United States District Judge for the Eastern District of New York.

Page 18816

Messages From the President: **Page 18757**

Messages From the House: **Page 18757**

Measures Ordered Placed on Calendar: **Page 18757**

Petitions and Memorials: **Page 18757**

Statements on Introduced Bills: **Page 18760**

Amendments Submitted: **Page 18773**

Additional Cosponsors: **Page 18771**

Authority for Committees: **Page 18795**

Additional Statements: **Page 18796**

Record Votes: Two record votes were taken today. (Total—257) **Pages 18684, 18691**

Recess: Senate convened at 10:30 a.m., and recessed at 8:19 p.m., until 9:45 a.m., on Wednesday, July 27, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 18816.)

Committee Meetings

Committee on Agriculture, Nutrition and Forestry: Committee met to further consider the provisions of S. 2631, to provide emergency drought relief assistance to agricultural producers (pending on Senate calendar).

Committee recessed subject to call.

NUCLEAR MATERIALS PRODUCTION REACTOR (NPR)

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings to review the Department of Energy's acquisition strategy for new production reactor capacity, receiving testimony from William R. Graham, Science Adviser to the President, and Director, Office of Science and Technology Policy; Joseph F. Salgado, Acting Deputy Secretary of Energy; Troy E. Wade, Acting Assistant Secretary of Energy for Defense Programs, and Member, Department of Energy Nuclear Weapons Council; Robert C. Duncan, Director, Defense Research and Engineering, Department of Defense, and Chairman, Nuclear Weapons Council; and John H. Schoettler, Chairman, Energy Research Advisory Board.

Subcommittee recessed subject to call.

FINANCIAL PLANNERS AND INVESTMENT ADVISERS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer Affairs held oversight hearings to review the role of financial planners, focusing on abuses by financial planners, and the adequacy of current regulatory structure, receiving testimony from David S. Ruder, Chairman, and Kathryn McGrath, Director, Division of Investment Management, both of the Securities and Exchange Commission; Ellyn L. Brown, Maryland Securities Commissioner, and Nancy Monseaux, both of Baltimore, Maryland; Barbara Roper, Consumer Federation of America, James C. Meyer, North American Securities Administrators Association, and Frank J. Wilson, National Association of Securities Dealers, all of Washington, DC; Larry Carroll, International Association of Financial Planners, Atlanta, Georgia; Charles Hughes, Institute of Certified Financial Planners, Denver, Colorado; and John R. Driskill, American Society of CLU and ChFC, Bryn Mawr, Pennsylvania.

Hearings were recessed subject to call.

OREGON WILD AND SCENIC RIVERS ACT

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 2148, to designate specified river segments in Oregon as scenic, wild, or recreational rivers, after receiving testimony from Senator Packwood; Representative Denny Smith; George M. Leonard, Associate Chief, U.S. Forest Service, Department of Agriculture; Roland G. Robison, Deputy Director, Bureau of Land Management, Department of the Interior; Robert Doppelt, Oregon Rivers Council, Eugene; Floyd Stout, Alsea Alliance, Alsea, Oregon; and Kevin Coyle, American Rivers Inc., Jim Blomquist, Sierra Club, Brock Evans, Audubon Society, and Kent Robinson, National Forest Products Association, all of Washington, DC.

BUSINESS MEETINGS

Committee on Finance: Committee ordered the following business items favorably reported:

The nomination of John O. Colvin, of Virginia, to be a Judge of the United States Tax Court; and

S. 2238, to make technical corrections, simplification and clarification provisions relating to the Tax Reform Act of 1986, provisions relating to diesel fuel excise tax collection and exemption procedures (as contained in sections 201–203 of S. 2223, pending on Senate calendar), to provide a repeal of the limitation on Treasury long-term bond authority, the provisions relating to the tax treatment of Indian fishing rights, the provisions relating to railroad unemployment and retirement programs, and the provisions relating to access to tax information by the Veterans' Administration, with amendments, in lieu of H.R. 2792, H.R. 2167, and S. 2611.

Prior to this action, the committee concluded hearings on the nomination of Mr. Colvin after the nominee, who was introduced by Senator Packwood, testified and answered questions in his own behalf.

DEPARTMENT OF JUSTICE

Committee on the Judiciary: Committee concluded hearings to review the tenure of Attorney General Edwin Meese III, as head of the Department of Justice, after receiving testimony from Arnold I. Burns, former Deputy Attorney General, and William F. Weld, former Assistant Attorney General, Criminal Division, Department of Justice.

UNIFORM HEALTH AND SAFETY WHISTLEBLOWERS PROTECTION ACT

Committee on Labor and Human Resources: Subcommittee on Labor held hearings on S. 2095, to set forth uniform procedures to protect employees who engage in whistleblowing with respect to employer activities which endanger employee or public health and safety, receiving testimony from Fred W. Alvarez, Assistant Secretary of Labor for Employment Standards Administration; Marshall Breger, Chairman, Administrative Conference of the United States; Scott A. Buethe, Williamsville, New York; Ronald Masters, Columbia, Pennsylvania; Bette Simon, Dewey, Oklahoma; Richard Condit, Government Accountability Project, and Eugene Fidell, Klores, Feldesman and Tucker, both of Washington, DC.

Hearings were recessed subject to call.

INTELLIGENCE MATTERS

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community, but made no announcements and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 5090–5096; and 6 resolutions, H.J. Res. 621–624, and H. Res. 500 and 501 were introduced.

Page 18924

Bills Reported: Reports were filed as follows:

S. 795, to provide for the settlement of water rights claims of the La Jolla, Rincon, San Pasqual, Pauma, and Pala Bands of Mission Indians in San Diego, amended (H. Rept. 100–780, filed on July 14);

Report entitled "Slow Progress Regarding Affirmative Action in the Airline Industry" (H. Rept. 100–781, filed on July 19);

H.R. 4640, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation on medical devices, amended (H. Rept. 100–782, filed on July 21);

H.R. 4757, to amend the Public Health Service Act to establish a grant program, and confidentiality protections, relating to counseling and testing with respect to acquired immune deficiency syndrome, amended (H. Rept. 100–783, filed on July 21);

S. 328, to amend chapter 39 of title 31, United States Code, to require the Federal Government to pay interest on overdue payments, amended (H. Rept. 100–784);

Conference report on H.R. 442, to implement recommendations of the Commission on Wartime Relocation and Internment of Civilians (H. Rept. 100–785);

H.R. 3918, to authorize expenditures for boating safety programs, amended (H. Rept. 100–786);

H.R. 4410, to designate the Federal Building at Spring and High Streets in Columbus, Ohio, as the "John W. Bricker Building", amended (H. Rept. 100–787);

H.R. 1982, to authorize the establishment of the Lewis and Clark National Historic Site in the State of Montana, amended (H. Rept. 100–788);

H.R. 3313, to establish in the Department of the Interior the Heritage Perservation Commission, amended (H. Rept. 100–789);

H.R. 3541, to redesignate Salinas National Monument in the State of New Mexico (H. Rept. 100–790);

H.R. 4068, to amend the Archaeological Resources Protection Act of 1979 to strengthen the enforcement provisions of that Act, amended (H. Rept. 100–791);

H.R. 4354, to designate certain National Forest System lands in the State of Oklahoma for inclusion in the National Wilderness Preservation System, and create the Winding Stair Mountain National Recreation and Wilderness Area, amended (H. Rept. 100–792);

H.R. 4457, to create a national park at Natchez, Mississippi, amended (H. Rept. 100–793);

H.R. 4694, to amend the Perishable Agricultural Commodities Act to increase the statutory ceilings on license fees, amended (H. Rept. 100–794);

H.R. 4333, to make technical corrections relating to the Tax Reform Act of 1986, amended (H. Rept. 100–795);

H.R. 4180, to establish a mining experimental program on critical minerals, amended (H. Rept. 100–796);

H.R. 5026, making dire emergency supplemental appropriations for the fiscal year ending September 30, 1988, amended (H. Rept. 100–797);

H.R. 4758, to amend the Omnibus Crime Control and Safe Streets Act of 1968 to increase the level of benefits payable with respect to the death of public safety officers and to provide that nondependent parents may be beneficiaries (H. Rept. 100–798); and

H.R. 5096, making emergency supplemental appropriations for the fiscal year ending September 30, 1988 (H. Rept. 100–799).

Page 18923

Presidential Message—Collisions at Sea: Received and read a message from the President wherein he transmits amendments to the Convention on the International Regulations for Preventing Collisions at Sea, 1972, adopted at London, November 19, 1987—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 100–215).

Page 18822

Suspensions: House voted to suspend the rules and pass the following measures:

Veterans compensation amendments: H.R. 4741, amended, to amend title 38, United States Code, to increase the rates of compensation and dependency and indemnity compensation (DIC) payable to veterans with service-connected disabilities and their survivors (passed by a yea-and-nay vote of 395 yeas, Roll No. 237);

Pages 18822, 18905

Drug prevention activities: H.R. 4675, to amend the Domestic Volunteer Service Act of 1973 to extend through the fiscal year 1989 the authority contained in such Act related to drug abuse prevention activities;

Page 18828

Handicapped child care: H.R. 4676, to amend the Temporary Child Care for Handicapped Children and Crisis Nurseries Act of 1986 to extend through the fiscal year 1989 the authorities contained in such Act;

Page 18835

Dan Daniel building: H.R. 4726, to designate the United States Post Office Building located at 700 Main Street in Danville, Virginia, as the "Dan Daniel Post Office Building";

Page 18838

Federal employees awards programs: H.R. 4574, amended, to amend title 5, United States Code, with respect to certain programs under which awards may be made to Federal employees for superior accomplishments or cost savings disclosures;

Page 18839

Wildlife law amendments: H.R. 4030, amended, to strengthen certain fish and wildlife laws. Agreed to amend the title;

Page 18844

Marine sanctuaries authorization: H.R. 4208, amended, to authorize appropriations to carry out title III of the Marine Protection, Research, and Sanctuaries Act of 1972 during fiscal years 1989, 1990, 1991, and 1992. Agreed to amend the title;

Page 18849

Atlantic striped bass conservation: H.R. 4124, amended, to authorize appropriations to carry out the Atlantic Striped Bass Conservation Act for fiscal years 1989 through 1991;

Page 18860

Inspector General Act amendments: H.R. 4054, amended, to amend the Inspector General Act of 1978 to establish offices of inspector general in certain departments. Subsequently, this passage was vacated and S. 908, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Page 18862

Prompt Payment Act amendments: S. 328, amended, to amend chapter 39 of title 31, United States Code, to require the Federal Government to pay interest on overdue payments (passed by a yea-and-nay vote of 394 yeas with 1 voting "present", Roll No. 238);

Pages 18869, 18906

Disabled adopted children health insurance: S. Con. Res. 95, to express the sense of the Congress with respect to the denial of health insurance coverage for disabled adopted children—clearing the measure;

Page 18880

Health block grants; information; sexually transmitted diseases: S. 1579, amended, to amend the Public Health Service Act to revise and extend the block grant program. Agreed to amend the title;

Page 18881

Medical device regulation improvements: H.R. 4640, amended, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices. Subsequently, this passage was vacated and the House agreed in lieu to the Senate amendment to H.R. 1226, Food and Drug Administration Act, with an amendment adding the language of the House bill as passed—returning the measure to the Senate;

Page 18883

Heritage Preservation Commission: H.R. 3313, to establish in the Department of the Interior the Heritage Preservation Commission. Agreed to amend the title;

Page 18892

Lewis and Clark Historic Site: H.R. 1982, amended, to authorize the establishment of the Lewis and Clark National Historic Site in the State of Montana. Agreed to amend the title;

Page 18896

Salinas Monument redesignation: H.R. 3541, to redesignate Salinas National Monument in the State of New Mexico;

Page 18897

Natchez National Park: H.R. 4457, amended, to create a National Park at Natchez, Mississippi;

Page 18898

Archaeological resources protection: H.R. 4068, amended to amend the Archaeological Resources Protection Act of 1979 to strengthen the enforcement provisions of that Act; and

Page 18901

Perishable Agricultural Commodities Act amendments: H.R. 4694, amended, to amend the Perishable Agricultural Commodities Act to increase the statutory ceilings on license fees.

Page 18903

Presidential Transition Act: House agreed, with an amendment, to the Senate amendment to H.R.

3932, to amend the Presidential Transition Act of 1963 to provide for a more orderly transfer of executive power in connection with the expiration of the term of office of a President—returning the measure to the Senate.

Page 18876

Late Report: Committee on Agriculture received permission to have until midnight tonight to file a report on H.R. 5015, Drought Assistance Act of 1988.

Page 18906

Committee To Sit: Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, July 27.

Page 18907

Library and Information Services Conference: House agreed to the conference report on H.J. Res. 90, to authorize and request the President to call and conduct a White House Conference on Library and Information Services to be held not earlier than September 1, 1989—clearing the measure for the President.

Page 18907

Late Reports: Committee on Appropriations received permission to have until midnight tonight to file reports on H.R. 5026, making dire emergency supplemental appropriations for the fiscal year ending September 30, 1988; and H.R. 5096, making emergency supplemental appropriations for the fiscal year ending September 30, 1988.

Page 18909

Dire Emergency Supplemental Appropriations: It was made in order on Wednesday, July 27, or any day thereafter, to consider in the House H.R. 5026, making dire emergency supplemental appropriations for the fiscal year 1988; and that all points of order against the bill or against its consideration, or against the committee reported amendment be waived.

Page 18909

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 18920

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 18905, 18906. There were no quorum calls.

Adjournment: Met at noon and adjourned at 6:04 p.m.

Committee Meetings

DROUGHT ASSISTANCE ACT

Committee on Agriculture: Ordered reported, as amended, H.R. 5015, Drought Assistance Act of 1988.

SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Ordered reported, as amended, the following bills: H.R. 5026, making dire emergency supplemental appropriations for the fiscal year ending September 30, 1988; and H.R. 5027, making emergency supplemental appropriations for the fiscal year ending September 30, 1988.

MISCELLANEOUS MEASURE; INTEGRITY OF THE DOD ACQUISITION SYSTEM AND ITS IMPACT ON U.S. NATIONAL SECURITY

Committee on Armed Services: Ordered reported H.R. 4665, to allow the obsolete submarine ex-*Growler* (ex-SSG-577) to be transferred to the Intrepid Sea-Air-Space Museum in New York before the expiration of the otherwise applicable 60-day congressional review period.

The Committee also continued hearings on the integrity of the Defense Department's acquisition system and the impact of the current procurement-fraud investigation on U.S. national security. Testimony was heard from the following officials of the Department of Defense: Frank C. Carlucci, Secretary; Robert B. Costello, Under Secretary (Acquisition); and Kathleen A. Buck, General Counsel.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met to consider pending business.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held an oversight hearing on Forest Service Wilderness Management. Testimony was heard from George Leonard, Assistant Chief, Forest Service, USDA; and public witnesses.

IMPEACHING U.S. DISTRICT JUDGE ALCEE L. HASTINGS

Committee on the Judiciary: Ordered reported, as amended, H. Res. 499, Impeaching Alcee L. Hastings, Judge of the United States District Court for the Southern District of Florida for high crimes and misdemeanors.

MASSACHUSETTS BAY PROTECTION ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography held a joint hearing on H.R. 4883, Massachusetts Bay Protection Act of 1988. Testimony was heard from Tudor T. Davies, Director, Office of Marine and Estuarine Protection, EPA; Richard Delaney, Assistant Secretary, Executive Office of Environmental Affairs, State of Massachusetts; and public witnesses.

REQUIRE DEGRADABLE PLASTIC 6-PACK RINGS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Transportation, Tourism and Hazardous Materials of the Committee on Energy and Commerce held a joint hearing on S. 1986, to study, control, and reduce the pollution of aquatic environments from plastic materials. Testimony was heard from Sylvia Lowrance, Director, Office of Solid Waste, EPA; Robert Smith, Deputy Assistant Director, Fish and Wildlife Enhancement, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

PRELIMINARY INQUIRY

Committee on Standards of Official Conduct: Met in executive session and voted to enter into a contract with an outside special counsel to conduct the preliminary inquiry regarding Speaker Wright.

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Wednesday, July 27, 1988

Senate

Chamber Action

Routine Proceedings, pages 18955–19121

Measures Introduced: Five bills were introduced, as follows: S. 2659–2663.

Page 19064

Measures Reported: Reports were made as follows:

S. 1912, to authorize a study of the feasibility of establishing a national Mimbres Museum in Silver City, New Mexico, and for other purposes, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–433)

S. 2157, to authorize three feasibility studies to be conducted in New Mexico dealing with the San Gabriel Historic Landmark, the significance of the Los Luceros Hacienda, and the establishment of an interpretive center to highlight the first colonization of the interior of the United States in New Mexico, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–434)

H.R. 4419, to authorize appropriations for activities under the Federal Fire Prevention and Control Act of 1974, with an amendment. (S. Rept. No. 100–435)

H.R. 3811, to designate the Federal building located at 50 Spring Street, Southwest, Atlanta, Georgia, as the "Martin Luther King, Jr. Federal Building."

S. Con. Res. 63, to express the sense of the Congress regarding the formulation and implementation of a regional economic development and recovery program for Central America.

Page 19063

Measures Passed:

Federal Pay System: Senate passed S. 2530, to improve the management of the Federal pay system and increase efficiency and productivity of Federal employees, after agreeing to an amendment proposed thereto, as follows:

Dole (for Roth) Amendment No. 2720, to provide that bonus payments by an agency during any fiscal year may not exceed 1 percent of the agency's payroll, unless the Office of Personnel Management authorizes a higher limit for the agency due to usually difficult recruitment or retention problems; and that OPM shall submit a report to Congress each year on the operation of this section, including the number and amounts of bonus payments and the occupations and agencies involved.

Page 19111

Taft Institute Authorizations: Senate passed H.R. 4585, to extend the authorization of funds for the Taft Institute through fiscal year 1988, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Pell) Amendment No. 2721, to provide for a State constitutional bicentennial education program and to provide certain library and education resource authorizations.

Page 19119

Commerce, Justice, State, Judiciary Appropriations, 1989: By 80 yeas to 16 nays (Vote No. 261), Senate passed H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, and the Judiciary, and related agencies for the fiscal year ending September 30, 1989, after agreeing to committee amendments, and taking action of additional amendments proposed thereto, as follows:

Page 18964

Adopted:

(1) By unanimous vote of 97 yeas (Vote No. 258), Dole Amendment No. 2689, to express the sense of the Senate that the People's Republic of China should immediately halt the sale of ballistic missiles and other offensive weapons to all nations of the Middle East and Persian Gulf, should discontinue discussions regarding potential sales of M9 short-range ballistic missiles and other armaments under development, and should endorse the United Na-

tions-sponsored international arms embargo against Iran and Iraq.

Page 18969

(2) McCain Amendment No. 2690, to express the sense of the Senate that the Soviet government should respect the legitimate aspirations of the Armenian people.

Page 18970

(3) Pell modified Amendment No. 2691, to provide funding to meet U.S. obligations in support of U.N. security and peace-keeping activities.

Page 18972

Rejected:

By 28 yeas to 66 nays (Vote No. 260), Gramm Amendment No. 2692, to increase funding for the Drug Enforcement Administration and to reduce funding for the Legal Services Corporation.

Page 18980

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Hollings, Inouye, Bumpers, Chiles, Lautenberg, Sasser, Stennis, Rudman, Stevens, Weicker, Hatfield, Kasten, and McClure.

Page 18983

Departments of Labor, Health and Human Services, and Education Appropriations, 1989: By 80 yeas to 16 nays (Vote No. 270), Senate passed H.R. 4783, to appropriate funds for the Departments of Labor, Health and Human Services, Education, and related agencies, for the fiscal year ending September 30, 1989, after agreeing to certain committee amendments, and taking action on additional amendments proposed thereto, as follows:

Page 18984

Adopted:

(1) Bradley Amendment No. 2693, to provide $10,000,000 for the gifted and talented program under part B of title IV of the Elementary and Secondary Educational Act of 1965.

Page 18984

(2) By 61 yeas to 37 nays (Vote No. 263), Cranston-Kennedy Amendment No. 2694, to provide that AIDS education programs funded by the Centers for Disease Control and other education curricula funded under the Act dealing with sexual activity (1) shall not be designed to promote or encourage, directly, intravenous drug abuse or sexual activity, homosexual or heterosexual, and (2) in addition, with regard to AIDS education programs and curricula (a) shall be designed to reduce exposure to and transmission of the etiologic agent for Acquired Immune Deficiency Syndrome by providing accurate information, and (b) shall provide information on the health risks of promiscuous sexual activity and intravenous drug abuse. (By 56 yeas to 41 nays (Vote No. 262), Senate earlier held that the amendment was germane.)

Page 18992

(3) Humphrey Amendment No. 2695, to prohibit the use of funds made available under the Act to waive the minimal risk standard for research on live human fetuses.

Pages 18997, 19039

(4) Melcher Amendment No. 2696, to prohibit the use of foods on projects entailing the capture or procurement of chimpanzees obtained from the wild.

Page 18998

(5) By 73 yeas to 19 nays (Vote No. 268), Exon Amendment No. 2699, to clarify the rape and incest exception to the abortion funding restriction.

Page 19009

(6) Humphrey modified Amendment No. 2700, to ensure that funds made available by the Act are not used to promote or encourage homosexuality or to use words stating that homosexuality as normal, natural or healthy. (By 15 yeas to 82 nays (Vote No. 269), Senate earlier failed to table the amendment.)

Page 19013

(7) Nickles Amendment No. 2701, to provide that no funds shall be used on the premises of any elementary or secondary school to provide abortions, transportation to aid in obtaining an abortion, counseling to encourage a child to obtain an abortion, or referrals for obtaining an abortion.

Page 19016

(8) Heinz Amendment No. 2702, to provide an additional $2,000,000 in funding for the Adoption Opportunities Program.

Page 19016

(9) Pryor Amendment No. 2703, to reduce certain appropriations for consulting services involving management and professional services, special studies and analyses, technical assistance, and management review of program funded organizations.

Page 19018

(10) Chiles Amendment No. 2704 (to Amendment No. 2703), of a perfecting nature.

Page 19019

(11) Bingaman Amendment No. 2705, to provide $8,000,000 for the English Literary program authorized by section 372 of the Adult Education Act.

Page 19019

(12) Chiles Amendment No. 2706, to provide funds be made available for the construction of a 200-bed intermediate care facility on the grounds of the LaGrade Building; to assure the availability of funds to carry out the Comprehensive Child Development Program; and to provide funds for the development of interactive laser-videodisc technology course materials for upgrading workplace literacy.

Page 19020

(13) Simon Amendment No. 2707, to provide for an equitable small State minimum for the Chapter I Concentration Grant program, and to relieve the li-

ability of the State of Illinois for certain payments under the Library Services and Construction Act.

Page 19021

(14) Quayle Amendment No. 2708, to provide that $250,000 shall be available for advisory services relating to alcohol.

Page 19022

(15) Kennedy Amendment No. 2709, to express the sense of the Senate that the amounts appropriated and available under the Act shall be $39,800,000,000, the amount specified in the Senate budget resolution for 1989.

Page 19023

(16) Weicker Amendment No. 2710, to express the sense of the Senate that priority be given to providing an appropriation for the Low-Income Home Energy Assistance Program in an amount not less than the fiscal year 1988 appropriation.

Page 19025

(17) Humphrey Amendment No. 2711, to prevent the use of funds made available under the Act to perform an abortion for the purpose of fetal transplantation, to prevent the use of funds for inducements to abortion, and to prohibit the use of funds to waive the minimal risk standard for research on live human fetuses.

Page 19032

(18) Chiles (for Metzenbaum and Glenn) Amendment No. 2712, to provide that not to exceed $350,000 may be made available for the establishment of a high quality, population based cancer registry in the metropolitan Cleveland, Ohio area.

Page 19033

(19) Chiles-Trible Amendment No. 2713, to provide that any school district that received an overpayment under section 2 in fiscal year 1984 funds and also received 30.13 percent of such sum in an overpayment of the subsequent fiscal year's funds, is relieved of the liability to repay those sums, together with interest on such sums.

Page 19033

(20) Chiles (for Baucus) Amendment No. 2714, to reappropriate $500,000 from unobligated 1987 funds to restore to Montana funds that were included in the original allotment made to Montana, for rehabilitation services and handicapped research.

Page 19034

(21) Chiles (for Riegle and Bingaman) Amendment No. 2715, to increase the amount made available for the dependent care grant program.

Page 19034

(22) Kennedy Amendment No. 2716, to provide $10,000,000 for part D of title I of the Higher Education Act of 1965, relating to the student literacy corps program.

Page 19035

(23) Stevens Amendment No. 2717, to provide that, when issuing statements, press releases, requests for proposals, bid solicitations, and other documents describing projects or programs funded in whole or in part with Federal money, all grantees receiving Federal funds, including but not limited to State and local governments, shall clearly state (1) the percentage of the total cost of the program or project which will be financed with Federal money, and (2) the dollar amount of Federal funds for the project or program.

Page 19035

(24) Chiles (for Sasser and Bradley) Amendment No. 2718, to decrease the amount of funds made available to the Health Care Financing Administration for program management.

Page 19036

Rejected:

(1) Helms modified Amendment No. 2661, to provide that $250,500,000 shall be available for Frederic Cancer Research Facility, and that no funds provided for the Centers for Disease Control in title II of the Act, for public education and information programs regarding AIDS, shall be provided in any State unless the chief executive officer of such State provides prior written assurances to the Secretary of Health and Human Services, that by January 1 of the calendar year following the 1st regular session of the legislative body of such State, the State shall require that a "good faith" effort be made to notify such a spouse of an AIDS-infected patient. (By 49 yeas to 48 nays (Vote No. 264), Senate tabled the amendment. By 51 yeas to 46 nays (Vote No. 265), Senate tabled a motion to reconsider the above vote.)

Pages 18992, 18995

(2) Helms Amendment No. 2697, to provide that no funds provided under the Act shall be used on the premises of any elementary or secondary school to provide contraceptive drugs or devices, nor the prescription, transportation or referral for contraceptive drugs or devices, nor abortions or transportation or referrals for obtaining an abortion. (By 48 yeas to 45 nays (Vote No. 266), Senate tabled the amendment.)

Page 19000

(3) Helms Amendment No. 2698, to provide that none of the funds made available by the Act shall be obligated or expended if the Secretary of Health and Human Services has not promulgated regulations to prohibit AIDS education, information, or prevention materials and activities paid for under the Act from promoting or encouraging, directly, homosexual activities. (By 47 yeas to 46 nays (Vote No. 267), Senate tabled the amendment.)

Page 19005

Withdrawn:

Wilson Amendment No. 2719, to make available funds for the reimbursement of certain trauma care centers that have incurred uncompensated care costs because of the treatment of undocumented patients by such centers during fiscal year 1988.

Page 19037

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Chiles, Byrd, Proxmire, Hollings, Burdick, Inouye, Harkin, Bumpers, Stennis, Weicker, Hatfield, Stevens, Rudman, Specter, McClure, and Domenici.

Page 19059

Wartime Reparations—Conference Report: Senate agreed to the conference report on H.R. 442, to implement the recommendations of the Commission on Wartime Relocation and Internment of Civilians.

Page 19117

Endangered Species Act Authorizations—Agreement: A unanimous-consent agreement was reached providing for further consideration of S. 675, to authorize funds to carry out the Endangered Species Act of 1973 during fiscal years 1988, 1989, 1990, 1991, and 1992.

Pages 18983, 18989

Motion To Request Attendance: During today's proceedings, Senate also took the following action:

By 68 yeas to 29 nays (Vote No. 259), Senate agreed to a motion to request the attendance of absent Senators.

Page 18972

Nominations Received: Senate received the following nominations:

Thomas M. Boyd, of Virginia, to be an Assistant Attorney General.

Douglas W. Kmiec, of Indiana, to be an Assistant Attorney General.

Noreen T. Skagen, of Washington, to be United States Marshal for the Western District of Washington.

Renald P. Morani, of Virginia, to be Inspector General, Veterans' Administration.

Marjorie B. Kampelman, of the District of Columbia, to be a Member of the Advisory Board for Radio Broadcasting to Cuba.

Sam E. Keith, Jr., of Texas, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation.

Delba Winthrop, of Massachusetts, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation.

The following-named persons to be Members of the National Council on the Arts:

Phyllis Curtin, of Massachusetts;
Mel Harris, of California;
Wendy W. Luers, of New York;
Kevin Roche, of Connecticut; and
Jocelyn Levi Straus, of Texas.

The following-named persons to be a Representative and Alternative Representatives of the United States to the Forty-third Session of the General Assembly of the United Nations:

Pearl Bailey, of Arizona, Permanent Representative;

Alternative Representatives:
Noel Gross, of New Jersey;
Lester B. Korn, of California; and
Hugh Montgomery, of Virginia.

1 Navy nomination in the rank of admiral.

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Messages From the President: **Page 19061**

Messages From the House: **Page 19062**

Measures Referred: **Page 19062**

Communications: **Page 19062**

Statements on Introduced Bills: **Page 19064**

Amendments Submitted: **Page 19095**

Additional Cosponsors: **Page 19094**

Authority for Committees: **Page 19100**

Notices of Hearings: **Page 19100**

Additional Statements: **Page 19101**

Quorum Calls: One quorum call was taken today. (Total—23)

Page 18972

Record Votes: Thirteen record votes were taken today. (Total—270)

Pages 18969, 18972, 18980, 18980, 18983, 18988, 18992, 18995, 19004, 19008, 19009, 19013

Adjournment: Senate convened at 9:45 a.m., and adjourned at 10:23 p.m., until 9:30 a.m., on Thursday, July 28, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 19121.)

Committee Meetings

DEFENSE ACQUISITION

Committee on Armed Services: Committee concluded hearings on the defense acquisition process, after receiving testimony from David Packard, former Deputy Secretary of Defense, and R. James Woolsey, former Under Secretary of the Navy, Chairman and Member respectively of the President's Blue Ribbon Commission on Defense Management.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following business items:

The nominations of James B. Coles, of California, to be a Member of the Board of Directors of the National Corporation for Housing Partnerships, Richard C. Houseworth, of Arizona, to be a

Member of the Board of Directors of the Export-Import Bank of the United States, and James G. Stearns, of Nevada, to be a Director of the Securities Investor Protection Corporation;

S. 2544, to amend the Federal securities laws in order to facilitate cooperation between the United States and foreign countries in securities law enforcement, with an amendment;

S. 2073, to provide for the enhancement of the value of thrift institution charters by creating incentives to investors to place additional private capital in the Nation's thrift industry, with an amendment;

S. 2653, to establish a National Commission on the Thrift Industry, with amendments; and

S. 2283, to direct the Secretary of the Treasury to mint coins commemorating the statehood of Idaho, Montana, North Dakota, South Dakota, Washington, and Wyoming, with an amendment in the nature of a substitute.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following business items favorably reported:

S. 1294, to promote the development of technologies which will enable fuel cells to use alternative fuel sources, with amendments;

S. 1295, to develop a national policy for the utilization of fuel cell technology, with amendments;

S. 2470, to promote technology competitiveness and energy efficiency in the American steel industry, with an amendment in the nature of a substitute;

H.R. 3977, authorizing funds for programs of the State Mining and Mineral Resources Research Institutes, with an amendment in the nature of a substitute, and in lieu of S. 2240;

H.R. 1939, to establish a National Center for the United States Constitution within the Independence National Historical Park in Philadelphia, Pennsylvania, with an amendment in the nature of a substitute, and in lieu of S. 1052; and

The nominations of Elizabeth A. Moler, of Virginia, to be a Member of the Federal Energy Regulatory Commission, Joseph A. Salgado, of California, to be Deputy Secretary of Energy, Donna R. Fitzpatrick, of the District of Columbia, to be Under Secretary of Energy, and Robert O. Hunter, Jr., of California, to be Director of the Office of Energy Research, Department of Energy.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered the following business items favorably reported:

An original bill authorizing funds for fiscal years 1989–1992 for the Overseas Private Investment Corporation, authorizing funds for the Bureau for International Broadcasting, and to revise existing United States Information Agency programs;

S. Con. Res. 63, to express the sense of the Congress that the President should encourage and assist certain Central American countries in the formulation and implementation of a regional economic development and recovery program;

The International Natural Rubber Agreement 1987, done at Geneva, March 20, 1987, and signed on behalf of the United States on August 28, 1987 (Treaty Doc. No. 100–9); and

The nominations of John A. Burroughs, Jr., of Maryland, to be Ambassador to the Republic of Uganda, Carl C. Cundiff, of Nevada, to be Ambassador to the Republic of Niger, John F. Kordek, of Illinois, to be Ambassador to the Republic of Botswana, Robert L. Pugh, of Virginia, to be Ambassador to the Republic of Chad, and William H. Twaddell, of Rhode Island, to be Ambassador to the Islamic Republic of Mauritania.

Also, the committee discussed options to enforce the committee subpoena for the Oliver North diaries.

DOD SAFETY PROGRAMS FOR CHEMICAL AND BIOLOGICAL WARFARE RESEARCH

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held oversight hearings to review the Department of Defense's management of safety issues in the chemical and biological warfare research program, receiving testimony from Harold L. Dye, Jr., Maryland Department of the Environment, and Pamela D. Marks, Maryland Assistant Attorney General, both of Annapolis; Neil H. Levitt, Frederick, Maryland, former Research Scientist at the U.S. Army Medical Research Institute of Infectious Diseases; Gregory H. Tignor, Yale University School of Medicine, New Haven, Connecticut; Edward L. Pyles, Gaithersburg, Maryland; Jeremy Rifkin, Foundation on Economic Trends, Washington, DC; Thomas V. Gaudioso and Lee Lucas Berman, both of the Federation of University Employees, Hotel Employees and Restaurant Employees, International, New Haven, Connecticut.

Hearings continue tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Francis A. Keating II, of Oklahoma, to be Associate Attorney General, Edward S.G. Dennis, Jr., of Pennsylvania, to be an Assistant Attorney General, Herbert J. Hutton, to be United States District Judge for the Eastern District of Pennsylvania, Robert P. Patterson, Jr., to be United States District Judge for the Southern District of New York, Simeon T. Lake III, to be

United States District Judge for the Southern District of Texas, and Randall R. Rader, of Virginia, to be a Judge of the United States Claims Court, after the nominees testified and answered questions in their own behalf. Mr. Dennis was introduced by Senators Heinz, Specter, and Roth; Mr. Keating was introduced by Senators Boren and Nickles; Mr. Hutton was introduced by Senator Specter; Mr. Patterson was introduced by Representative Fish; Mr. Rader was introduced by Senator Hatch; and Mr. Lake was introduced by Senator Gramm. Testimony was also received on the nomination of Mr. Lake from Howard Hoover, Browning-Ferris Industries, Patricia Ann Reaux, Louise Black, Charles Bean, Larry Veselka, and John Hill, all of Houston, Texas, and on the nomination of Mr. Dennis from Paul E. Atkinson, Philadelphia, Pennsylvania.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered the following measures favorably reported:

S. 1885, to establish a Federal program for assisting States in providing licenses and regulated child care services, with an amendment in the nature of a substitute;

S. 10, to provide for the establishment and operation of a National Clearinghouse on Emergency Medical Services and a Trauma Care Block Grant program, with an amendment in the nature of a substitute; and

An original bill authorizing funds for fiscal years 1989 and 1990 for certain social services for the homeless.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 5097–5101; and 6 resolutions, H.J. Res. 625 and 626, H. Con. Res. 341, and H. Res. 502–504 were introduced.

Page 19226

Bills Reported: Reports were filed as follows:

H.R. 5015, to provide drought assistance to agricultural producers, amended (H. Rept. 100–800);

H.R. 4845, to make technical corrections in pension-related provisions in the Internal Revenue Code of 1986 and the Employee Retirement Income Security Act of 1974, amended (H. Rept. 100–801);

H.R. 4699, to ensure privacy, integrity, and verification of data disclosed for computer matching, to establish Data Integrity Boards within Federal agencies (H. Rept. 100–802);

H. Res. 502, providing for a motion to take H.R. 1414, to amend the Price-Anderson provisions of the Atomic Energy Act of 1954 to extend and improve the procedures for liability and indemnification for nuclear incidents, from the Speaker's table, and to disagree with Senate amendments numbered 1–15, and concur in Senate amendment number 16 with an amendment (H. Rept. 100–803);

H. Res. 503, providing for the consideration of H.R. 4200, to authorize appropriations for fiscal year 1989 for certain maritime programs of the Department of Transportation and the Federal Maritime Commission (H. Rept. 100–804); and

H. Res. 504, providing for the consideration of H.R. 5015, to provide drought assistance to agricultural producers (H. Rept. 100–805).

Page 19226

Arizona-Florida Land Exchange: By a yea-and-nay vote of 281 yeas to 125 nays, Roll No. 240, the House passed H.R. 4519, to provide for the disposition of certain lands in Arizona under the jurisdiction of the Department of the Interior by means of an exchange of lands.

Page 19125

Rejected the Miller of California motion to recommit the bill to the Committee on Interior and Insular Affairs with instructions to hold hearings and report a bill providing for the competitive bidding sale of the Phoenix Indian School Property, the transfer of land to the Veterans' Administration, City of Phoenix, State of Arizona, and the use of the proceeds from the competitive sale of the Indian School for the purchase of the Florida lands and the enhancement of Indian education (rejected by a recorded vote of 133 ayes to 279 noes, Roll No. 239).

Page 19146

Agreed to the committee amendment in the nature of a substitute made in order by the rule (text of H.R. 5012).

Page 19137

Agreed to the Ford of Michigan amendment that strikes language providing an additional 2-year retirement credit to employees within 2 years of retirement who elect to retire prior to the closure of the Phoenix Indian High School.

Page 19144

Emergency Supplemental Appropriations: By a yea-and-nay vote of 357 yeas to 54 nays, Roll No. 241, the House passed H.R. 5026, making dire emergency supplemental appropriations for the fiscal year ending September 30, 1988.

Page 19148

Agreed to the committee amendment.

Page 19158

Tongass National Forest Appropriations: By a yea-and-nay vote of 361 yeas to 47 nays, Roll No. 243, the House passed H.R. 1516, to require annual appropriations of funds necessary to support timber management and resource conservation on the Tongass National Forest.

Page 19159

Rejected the Young of Alaska motion to recommit the bill to the Committee on Agriculture.

Page 19185

Agreed to the committee amendment in the nature of a substitute made in order by the rule.

Page 19185

Agreed To:

The Volkmer en bloc amendment that makes technical corrections in the 1980 Alaska National Interest Lands Conservation Act to ensure that certain reports concerning the Tongass National Forest are provided to the Committee on Agriculture, and authorizes the Secretary of Agriculture, within one year of the enactment of the bill, to make necessary changes to achieve negotiating objectives on long-term timber contracts achievable solely through unilateral action;

Page 19175

The Miller of California amendment, as modified, that makes a technical correction of a printing error in the bill; and

Pages 18192, 19185

The Volkmer amendment that directs the Forest Service to place greater emphasis on the protection of fish and wildlife habitats in the Tongass Forest from the impact of timber harvesting.

Page 19182

Rejected:

The Young of Alaska amendment in the nature of a substitute that sought to authorize the Secretary of Agriculture to retain the current Tongass timber harvest goal of 4.5 billion board feet per decade, subject to the annual market demand of dependent industry; provides for negotiation of two long-term contracts, while not allowing changes in timber sale volumes; places a 3-year moratorium on timber harvesting of 160,000 acres; and establishes the Tongass National Forest Management Advisory Committee (rejected by a recorded vote of 100 ayes to 311 noes, Roll No. 242); and

The Young of Alaska amendment that sought to provide compensation to workers certified to have lost their jobs as a result of the enactment of the bill by providing financial aid for a period of up to six years, such as health benefits, unemployment/severance pay, layoff and vacation benefits, and re-training and relocation expenses.

Page 19176

The Young of Alaska amendment was offered but subsequently withdrawn that sought to allow for more economic and larger clearcuts of timber.

Page 19181

Agreed to amend the title.

Page 19186

H. Res. 488, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 19158

Subcommittee to Sit: Subcommittee on Aviation of the Committee on Public Works and Transportation received permission to sit during proceedings of the House under the five-minute rule on Thursday, July 28.

Page 19186

Medical Device Regulation Improvements: House insisted on its amendment to the Senate amendment to H.R. 1226, to amend the Federal Food, Drug, and Cosmetic Act to require the appointment of the Commissioner of Food and Drugs to be subject to Senate confirmation; and asked a conference. Appointed as conferees: Representatives Dingell, Waxman, Leland, Lent, and Madigan.

Page 19186

Park System Review Board: By a yea-and-nay vote of 248 yeas to 130 nays, Roll No. 245, the House passed H.R. 3964, to establish a National Park System Review Board.

Page 19187

Agreed to the committee amendment in the nature of a substitute.

Page 19198

Rejected the Craig amendment in the nature of a substitute that sought to require Senate confirmation of the National Park Service director, and require the director to have experience in natural and cultural resources and recreation management (rejected by a recorded vote of 145 ayes to 231 noes, Roll No. 244).

Page 19195

H. Res. 494, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 19186

Federal Land Exchanges: House agreed to the Senate amendment to the text of H.R. 1860, entitled the "Federal Land Exchange Facilitation Act of 1987" with an amendment. Agreed to the Senate amendment to the title—returning the measure to the Senate.

Page 19199

Quorum Calls—Votes: Five yea-and-nay and two recorded votes developed during the proceedings of the House today and appear on pages 19147, 19157, 19180, 19185, 19197, 19198. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 9:15 p.m.

Committee Meetings

USDA'S TARGETED EXPORT ASSISTANCE PROGRAM

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing to review the Department of Agriculture's Targeted Export Assistance Program. Testimony was heard from Allan I. Mendelowitz, Senior Associate Director, National Security and International Affairs Division, GAO; and Thomas O. Kay, Administrator, Foreign Agricultural Service, USDA.

TRAINING AND SAFETY PRACTICES

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on present training and safety practices in the military departments and the Department of Defense. Testimony was heard from the following officials of the Department of Defense: Barbara S. Pope, Deputy Assistant Secretary, Family Support, Education and Safety; Maj. Gen. Larry D. Dillingham, USAF, Assistant Deputy Chief of Staff, Personnel; Brig. Gen. Albert A. Gagliardi, USAF, Inspector General, Air Training Command; VAdm. Nils R. Thunman, USN, Chief, Naval Education and Training; Brig. Gen. Larry G. Lebowicz, USA, Director, Training Office, Deputy Chief of Staff, Operations; and Brig. Gen. John P. Brickley, USMC, Deputy Director, Training and Education Center.

AIR FORCE'S B-1B PROGRAM

Committee on Armed Services: Subcommittee on Research and Development and the Subcommittee on Procurement and Military Nuclear Systems held a joint hearing to review the Air Force's B-1B program, particularly the recent developments with the electronic countermeasures (ECM) system. Testimony was heard from John E. Krings, Director, Operational Test and Evaluation, Department of Defense.

DEPOSITORY INSTITUTIONS ACT

Committee on Banking, Finance and Urban Affairs: Ordered reported, as amended, H.R. 5094, Depository Institutions Act of 1988.

LABORATORY QUALITY CONTROL

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the capability of clinical laboratories to conduct accurate and reliable urine drug tests and to establish and maintain proper quality assurance and quality control. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance continued oversight hearings on the FCC's Notice of Proposed Rulemaking replacing rate of return regulation with price caps. Testimony was heard from public witnesses.

DEVELOPMENTS IN THE MIDDLE EAST

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Developments in the Middle East. Testimony was heard from Richard W. Murphy, Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 4140, Nuclear Investigations Improvement Act of 1988; and H.R. 4689, to amend the Nuclear Waste Policy Act of 1982 with respect to the Office of the Nuclear Waste Negotiator.

PATENT AND TRADEMARK OFFICE AUTHORIZATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 4972, to authorize appropriations for the Patent and Trademark Office in the Department of Commerce. Testimony was heard from Representative Wyden; Donald J. Quigg, Commissioner, Patent and Trademark Office, Department of Commerce; and public witnesses.

CONTROLLED SUBSTANCES ACT AMENDMENTS

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 3216, to amend the Controlled Substances Act to make the anabolic steroid methandrosterolone a Schedule I controlled substance. Testimony was heard from Representative Baker; Gene Haislip, Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, Department of Justice; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine approved for full Committee action, as amended, the following bills: H.R. 3105, to revise, consolidate, and enact certain laws related to maritime commercial instruments and liens and public vessels and goods as chapters 313 and 315 of title 46, United States Code, "Shipping"; and H.R. 4490, to permit issuance of a certificate of documentation for employment in the coastwise trade of the United States for the vessel *Fair Tide.*

PRICE-ANDERSON AMENDMENTS ACT

Committee on Rules: Granted a rule which provides for a motion to take the bill, H.R. 1414, Price-Anderson Amendments Act of 1987, from the Speaker's table and to disagree with Senate amendments numbered 1 through 15 and concur in Senate amendment numbered 16 with an amendment printed in the report accompanying this resolution. All points of order against the motion are waived. The rule provides one hour of debate, to be equally divided and controlled by the majority party and the minority party. The motion is not subject to a demand for a division of the question. Finally, the rule provides that the previous question is considered as having been ordered on the motion to final adoption without intervening motion. Testimony was heard from Representatives Udall, Dingell, Sharp, Roe, Lloyd, Moorhead, and Lujan.

MARITIME ADMINISTRATION AUTHORIZATION

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4200, to authorize appropriations for fiscal year 1989 for certain maritime programs of the Department of Transportation and the Federal Maritime Commission. Testimony was heard from Chairman Jones.

DROUGHT ASSISTANCE ACT

Committee on Rules: Granted a modified open rule providing 1 hour of debate on H.R. 5015, Drought Assistance Act of 1988. All points of order against consideration of the bill are waived. The rule makes in order the Agriculture committee amendment in the nature of a substitute, as modifed by the amendments contained in section 2 of this resolution, now printed in the bill as original text for the purpose of amendment, to be considered as having been read. All points of order against the substitute are waived. No amendment to the substitute, as modified shall be in order except the amendments printed in the report accompanying this resolution. The amendments are to be considered in the order specified in the report and may only be offered by the member designated, or his designee. Debate time on the amendments is specified in the report, equally divided and controlled by the proponent of the amendment and a member opposed thereto. Unless otherwise specified, the amendments are not subject to amendment and all points of order against the amendments are waived. The rule provides that it shall be in order to consider the amendments en bloc if offered by Representative de la Garza. The de la Garza amendments en bloc are not subject to a division of the question in the House or in the Committee of the Whole. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman de la Garza and Representatives Stenholm, Volkmer, Olin, Obey, Dorgan of North Dakota, Schumer, Penny, Madigan, Jeffords, Roberts, Schuette, Smith of Iowa, and Gunderson.

INTELLIGENCE OVERSIGHT ACT

Committee on Rules: Heard testimony from Representatives Stokes, Fascell, Edwards of California, McHugh, Hyde, Solomon, Livingston, Broomfield, and Cheney, but no action was taken on H.R. 3822, Intelligence Oversight Act of 1988.

Will continue tomorrow.

NATIONAL LABORATORY COMPETITIVENESS ACT

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on National Laboratory Competitiveness Act of 1988. Testimony was heard from Donna R. Fitzpatrick, Associate Under Secretary, Conservation and Renewable Energy, Department of Energy; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Ordered reported, as amended, the following bills: H.R. 4352, Omnibus McKinney Homeless Assistance Act of 1988; and H.R. 1580, Anti-Apartheid Act Amendments of 1988.

The Committee also discussed legislative proposals within the jurisdiction of the Committee recommended by other House Committees for inclusion in the omnibus drug bill.

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Thursday, July 28, 1988

Senate

Chamber Action

Routine Proceedings, pages 19263–19448

Measures Introduced: Four bills and two resolutions were introduced, as follows: S. 2664–2667, S. Res. 453, and S.J. Res. 353.

Page 19391

Measures Reported: Reports were made as follows:

S. 2424, to authorize appropriations under the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipeline Safety Act of 1979, and for other purposes, with amendments. (S. Rept. No. 100–436)

S. 2140, to amend title 5, United States Code, to provide for the establishment of a voluntary leave bank program for Federal employees, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–437)

S. 2561, to establish a program of grants to States to promote the provision of technology-related assistance to individuals with disabilities, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–438)

Page 19391

Measures Passed:

Dan Daniel Post Office Building: Senate passed H.R. 4726, to designate the United States Post Office Building located at 700 Main Street in Danville, Virginia, as the "Dan Daniel Post Office Building".

Page 19446

Authorizing Use of Capitol Grounds: Senate agreed to S. Res. 453, to authorize the use by the Senate of the terrace and grounds on the West Front of the Capitol.

Page 19447

Endangered Species Act Authorizations: By 93 yeas to 2 nays (Vote No. 271), Senate passed H.R. 1467, to authorize funds to carry out the Endangered Species Act of 1973 during fiscal years 1988, 1989, 1990, 1991, and 1992, after striking all after the enacting clause and inserting in lieu thereof the text of S. 675, Senate companion measure, after agreeing to the committee amendment in the nature of a substitute, and taking action on additional amendments proposed thereto, as follows:

Page 19268

Adopted:

(1) McClure Amendment No. 2722, to direct the United States Fish and Wildlife Service to make annual reports to Congress on the Federal and State expenditures of programs associated with listing and protecting endangered species.

Page 19270

(2) McClure Amendment No. 2723, to require public review and comment prior to approval or implementation of a recovery plan.

Page 19270

Withdrawn:

McClure Amendment No. 2724, to require a comprehensive economic analysis as a part of each new or revised recovery plan.

Page 19271

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Mitchell, Burdick, Baucus, Breaux, Chafee, Stafford, and Simpson.

Page 19283

S. 675 was indefinitely postponed.

Page 19283

Emergency Drought Assistance: By a unanimous vote of 94 yeas (Vote No. 273), Senate passed S. 2631, to provide drought assistance to agricultural producers, after agreeing to the committee amendment in the nature of a substitute, and taking action on additional amendments proposed thereto, as follows:

Page 19283

Adopted:

(1) Daschle Amendment No. 2725, to improve Indian participation in drought assistance programs.

Page 19302

(2) Melcher Amendment No. 2726, to provide additional payments for producers with excessive crop losses from drought and related conditions in 1988.

Page 19309

(3) Conrad Amendment No. 2727, to provide for repayment of advance deficiency payments.

Page 19312

(4) Breaux Amendment No. 2728, to provide disaster assistance, for the 1988 crop of sugarcane and sugarbeets, if producers of such crop are unable to process the commodity into sugar due to the inability of local processing plants to process sugar as a result of drought or related condition in 1988.

Page 19312

(5) Harkin Amendment No. 2729, to require the Secretary of Agriculture to conduct a study of food prices to determine the effects of the drought on recipients of Federal nutrition and hunger benefits.

Page 19314

(6) McClure Amendment No. 2730, to provide for temporary irrigation systems, extension of wells and the drilling of temporary wells through the Economic Recovery program of the USDA.

Page 19315

(7) Leahy (for Exon) Amendment No. 2733, to provide that, not later than 60 days after the date of enactment of this Act, the Secretary of Agriculture shall prepare and submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition and Forestry of the Senate, a report on the financial impact that forward contracting, hedging, and associated margin requirements for wheat, feed grains, and soybeans during the recent drought-related period of price volatility have had on producers and on grain marketers, particularly local elevators and intemediaries.

Page 19321

(8) Leahy (for Exon) Amendment No. 2734, to provide that the Secretary of Agriculture may, at the request of a domestic producer of ethanol, substitute other feed grains (such as grain sorghum) on an equitable basis, taking into account variations in the value of such commodities in the production of ethanol.

Page 19321

(9) Lugar Amendment No. 2735, to provide flexibility in emergency loans.

Page 19323

(10) Burdick Amendment No. 2736, to provide for the payment of assistance to producers of crops who suffer losses because of a reduction in the qual-

ity of such crops due to drought conditions in crop year 1988.

Page 19324

(11) Burdick Amendment No. 2737, to permit commodities in the form of generic certificates redeemable for commodities owned by the Commodity Credit Corporation to be used to repay loans made through the producer owned reserve.

Page 19324

(12) Sasser Amendment No. 2739, to identify areas where available Commodity Credit Corporation stocks may be less than the demand for such stocks and to make such stocks available for use by certain eligible producers.

Page 19329

(13) Gramm Amendment No. 2740, to prohibit the Secretary of Agriculture from considering certain purchases of feed when determining eligibility for emergency feed programs.

Page 19330

(14) Leahy Amendment No. 2741, to make a technical correction.

Page 19331

(15) Leahy (for Ford) Amendment No. 2742, to require the Extension Service to provide drought information in certain counties.

Page 19331

(16) Lugar (for Durenberger and Harkin) Amendment No. 2743, to express the sense of the Congress that Congress should proceed with action on comprehensive rural economic legislation addressing the need of rural businesses and governments.

Page 19331

(17) Levin Amendment No. 2744, to ensure that full disaster payments are made.

Page 19332

(18) By unanimous vote of 94 yeas (Vote No. 272), Karnes modified Amendment No. 2745, to express the sense of the Senate regarding expeditious action on tax legislation affecting farmers.

Page 19340

(19) Daschle Amendment No. 2746, relating to the sale of corn to ethanol producers.

Page 19335

(20) Leahy (for Kennedy) Amendment No. 2747, to provide emergency assistance to low-income agricultural workers affected by the drought of 1988.

Page 19336

(21) Dole modified Amendment No. 2748, to ensure that producers will not receive benefits provided under this Act which, when added to other income from Farm Program payments and crop marketings, would result in a net income from farming operations in excess of that required to assure that they will achieve 100 percent of their expected returns for 1988 under normal conditions.

Page 19338

Withdrawn:

(1) Wallop Amendment No. 2731, to amend the Internal Revenue Code of 1986 to repeal the application of the uniform capitalization rules with respect to animals produced in a farming business.

Page 19316

(2) Karnes Amendment No. 2732, to repeal the diesel fuel tax provisions as they relate to farmers and ranchers.

Page 19318

(3) Nickles Amendment No. 2738, to provide that livestock assistance provided to any livestock producer under this section shall be limited to the quantity of feed purchased in addition to normal purchases as result of the livestock emergency.

Pages 19326, 19328

Rural Development, Agriculture and Related Agencies Appropriations, 1989: Senate began consideration of H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989, agreeing to certain committee amendments, and taking action on amendments proposed thereto, as follows:

Page 19369

Adopted:

(1) Glenn Amendment No. 2749, to make funds available to carry out the new non-food uses program contained in the Food Security Act of 1985.

Page 19383

(2) Pryor Amendment No. 2750, to reduce certain funds for consulting services involving management and professional services, special studies and analyses, technical assistance, and management review of program funded organizations, as amended below.

Page 19385

(3) Burdick Amendment No. 2751 (to Amendment No. 2750), of a perfecting nature.

Page 19387

(4) Burdick (for Chiles) Amendment No. 2752, to require the Agricultural Research Service to offer certain property owned by the Service for sale at fair market value.

Page 19389

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereto, on Friday, July 29.

Page 19446

Executive Reports of Committees: The Senate received the following executive reports of committees: Treaty Doc. No. 100–4, Two Conventions: (A) The Convention on Early Notification of a Nuclear Accident, with a declaration; and (B) The Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency, with declarations; both adopted in Vienna at a Special Session of the General Conference of the International Atomic Energy Agency on September 26, 1986, and signed by the United States on that date. (Ex. Rept. No. 100–20)

Treaty Doc. No. 99–7, An Amendment to Paragraph A.1 of Article VI of the Statute of the International Atomic Energy Agency, as amended, Relating to the Composition of the Board of Governors, which was approved by the Agency's General Conference on September 27, 1984. (Ex. Rept. No. 100–21)

Page 19391

Nomination—Agreement: A unanimous-consent agreement was reached providing for a vote to occur on the nomination of Timothy Lathrop Towell, of Ohio, to be Ambassador to the Republic of Paraguay, to occur at 9:30 a.m., on Friday, July 29.

Page 19446

Nominations Received: Senate received the following nominations:

D. Brooks Smith, to be United States District Judge for the Western District of Pennsylvania.

Routine lists of Coast Guard, Air Force, Army, and Navy nominations.

Page 19448

Messages From the President: **Page 19390**

Messages From the House: **Page 19390**

Measures Referred: **Page 19391**

Measures Ordered Placed on Calendar: **Page 19391**

Statements on Introduced Bills: **Page 19391**

Amendments Submitted: **Page 19421**

Additional Cosponsors: **Page 19420**

Authority for Committees: **Page 19428**

Notices of Hearings: **Page 19428**

Additional Statements: **Page 19429**

Record Votes: Three record votes were taken today. (Total—273)

Pages 19280, 19341, 19359

Adjournment: Senate convened at 9:30 a.m., and adjourned at 7:39 p.m., until 9 a.m., on Friday, July 29, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 19447.)

Committee Meetings

SOUTH AFRICA

Committee on Foreign Relations: Committee concluded joint closed hearings with the Select Committee on Intelligence to review U.S. policy options toward South Africa intelligence issues, after receiving testimony from William H. Webster, Director of Central Intelligence; and Charles W. Freeman, Jr., Deputy Assistant Secretary of State for African Affairs.

DOD SAFETY PROGRAMS FOR CHEMICAL AND BIOLOGICAL WARFARE RESEARCH

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management continued oversight hearings to review the Department of Defense's management of safety issues in the chemical and biological warfare research program, receiving testimony from Thomas J. Welch, Deputy Assistant to the Secretary of Defense for Chemical Matters; Col. Marvin E. Mitchiner, Jr., U.S. Army, Director, Army Safety Office; Col. Michael Reardon, Director, Medical Chemical Defense Research Center, U.S. Army Medical Research and Development Center, Ft. Detrick, Frederick, Maryland; Thomas R. Dashiell, Director, Environmental and Life Sciences, Office of the Under Secretary of Defense for Acquisitions; Brig. Gen. Peter Hidalgo, Commander, CRDEC; Col. David Huxsoll, Commander, USAMRIID; Liz Woods, Safety Department, U.S. Army Chemical Research Development and Engineering Center, Aberdeen Proving Ground, Maryland; and John W. McVicar, Director, and Michael P. Kiley, Microbiologist, both of the Office of Biosafety, Centers for Disease Control, and Joseph E. Rall, Deputy Director for Intramural Research, National Institutes of Health, all of the Department of Health and Human Services.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Harold G. Christensen, of Utah, to be Deputy Attorney General, Department of Justice, after the nominee, who was introduced by Senators Hatch and Garn, and Representative Wayne Owens, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 5102–5118; and 3 resolutions, H. Con. Res. 342, and H. Res. 505 and 506 were introduced.

Page 19555

Bills Reported: Reports were filed as follows:

H.R. 4665, to allow the obsolete submarine ex-Growler (ex-SSG–577) to be transferred to the Intrepid Sea-Air-Space Museum in New York before the expiration of the otherwise applicable 60-day congressional review period (H. Rept. 100–806);

H.R. 3133, to amend the Public Health Service Act to improve emergency medical services and trauma care, amended (H. Rept. 100–807); and

H.R. 4123, to authorize appropriations to carry out the National Aquaculture Act of 1980 for fiscal years 1989, 1990, and 1991 (H. Rept. 100-808).

Page 19554

Drought Assistance: By a yea-and-nay vote of 368 yeas to 29 nays, Roll No. 249, the House passed H.R. 5015, to provide drought assistance to agricultural producers.

Pages 19476, 19532

Rejected the Armey motion to recommit the bill to the Committee on Agriculture with instructions to report it back forthwith containing an amendment to strike the Shasta Dam, California, water temperature control provisions.

Page 19534

Agreed to the committee amendment in the nature of a substitute, as modified by the rule.

Page 19534

Agreed To:

The de la Garza amendments en bloc, as modified, that limits reseeding assistance under the emergency forage program to cases where the forage crop will not regenerate on its own, where reseeding is the most cost-effective way to reestablish the crop, and where reseeding is not being used to simply improve the crop; makes it easier for migrant and seasonal farmworkers affected by the drought to obtain Food Stamps and emergency housing assistance; and places a $5.8 billion limit on outlays;

Pages 19510, 19511, 19514

The Roberts amendment, as amended by the Penny substitute (substitute agreed to by a recorded vote of 246 ayes to 155 noes, Roll No. 247), that provides a 50-cent increase in dairy price supports from March 1, 1989 through July 1, 1989 (agreed to by a recorded vote of 217 ayes to 181 noes, Roll No. 248);

Pages 19514, 19520

The Schuette amendment that directs the Federal Crop Insurance Corporation to take various steps to improve actuarial data, communications, and education in order to increase the number of farmers with crop insurance coverage;

Page 19527

The Schumer amendment, as modified, that prohibits benefits to producers affected by the drought who have gross revenues of more than $2 million from 1988 farming operations;

Page 19528

The Stenholm amendment that caps the cost of the payments for damages to all 1987 production adjustment program crops by natural disaster at $40 million; and

Page 19532

The Dorgan of North Dakota amendment that requires the Secretary to determine a de minimis yield for each crop eligible for disaster payments.

Page 19532

The Clerk was authorized to make technical corrections in section numbers, punctuation, and cross references in the engrossment of the bill.

Page 19535

H. Res. 504, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 345 yeas to 63 nays, Roll No. 246.

Page 19471

Resolution Re-referred: H. Con. Res. 316, to express deep concern that the Japanese Ministry of Transport has imposed unreasonable and unjustifiable obstacles which have precluded Federal Express from implementing its small-package express service between the United States and Japan pursuant to the 1985 Memorandum of Understanding between the United States and Japan, which had been referred to the Committee on Ways and Means, was re-referred to the Committee on Public Works and Transportation.

Page 19536

Hearing Aid Compatibility: House cleared for the President H.R. 2213, to require certain telephones to be hearing aid compatible; by agreeing to the Senate amendment thereto.

Page 19536

Quorum Calls—Votes: Two yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 19475, 19525, 19526, 19534. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 6:45 p.m.

Committee Meetings

PESTICIDE FOOD SAFETY ACT

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on H.R. 4937, Pesticide Food Safety Act of 1988. Testimony was heard from John A. Moore, Assistant Administrator, Pesticides and Toxic Substances, EPA.

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy approved for full Committee action, as amended, the following bills: H.R. 3680, to revoke certain public land orders, transfer certain public lands; and H.R. 4354, to designate certain National Forest System lands in the State of Oklahoma for inclusion in the National Wilderness Preservation System, create the Winding Stair Mountain National Recreation and Wilderness Area.

PROFESSIONAL MILITARY EDUCATION

Committee and Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Gen. Carl E. Vuono, Chief of Staff, U.S. Army.

Hearings continue August 11.

FEDERAL RESERVE'S MONETARY POLICY REPORT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on Federal Reserve's Monetary Policy Report. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

URANIUM REVITALIZATION, TAILINGS RECLAMATION AND ENRICHMENT ACT

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on legislation to revitalize the domestic uranium industry, focusing on the Uranium Revitalization, Tailings Reclamation and Enrichment Act of 1988 (H.R. 4489, H.R. 4934 and H.R. 4975). Testimony was heard from Theodore Garrish, Assistant Secretary, Nuclear Energy, Department of Energy; and public witnesses.

RADON HEALTH THREAT

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action, as amended, H.R. 2837, to amend the Toxic Substances Control Act to assist States in responding to the threat to human health posed by exposure to radon.

DRUG APPROVAL PROCESS AT THE FDA

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations met pursuant to its ongoing investigation into the adequacy and efficiency of the drug approval procedures of the FDA. Three witnesses choose to invoke their constitutional privileges not to produce documents which might tend to incriminate them.

MUNICIPAL SOLID WASTE ACT

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials began markup of H.R. 4357, Municipal Solid Waste Act of 1988.

Will continue August 2.

CAMBODIA RESOLUTION; ESTABLISHING RECIPROCAL INTEREST SECTIONS WITH VIETNAM

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs approved for full Committee action, as amended, H.J. Res. 602, in support of the restoration of a free and independent Cambodia and the protection of the Cambodian people from a return to power by the genocidal Khmer Rouge.

The Subcommittee also held a hearing on the Implications of Establishing Reciprocal Interest Sections with Vietnam. Testimony was heard from Senator McCain; Representatives Ridge and Murtha; Gaston Sigur, Assistant Secretary, East Asian and Pacific Affairs, Department of State; and Karl Jackson, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of Defense.

OVERSIGHT—OFFICE OF MUNITIONS CONTROL

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Arms Control, International Security and Science held a joint hearing on Oversight of the Office of Munitions Control. Testimony was heard from Allen Holmes, Assistant Secretary, Politico-Military Affairs, Department of State; and public witnesses.

SUPPORT FOR RESTORATION OF DEMOCRACY IN CHILE

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs approved for full Committee action, as amended, H.J. Res. 620, expressing the support of the United States for the restoration of full and genuine democracy in Chile and calling upon the Government of Chile to take the steps necessary to assure that the will of the Chilean people is freely, fully, and accurately expressed in the upcoming plebiscite.

DEVELOPMENT POLICY IN THE CARIBBEAN

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs and the Subcommittee on Human Rights and International Organizations held a joint hearing on Development Policy In The Caribbean, Part I, including H.R. 4943, Caribbean Regional Development Act of 1988. Testimony was heard from public witnesses.

Hearings continue August 4.

FARM CREDIT ADMINISTRATION'S SELECTION OF THE JACKSON LAND BANK RECEIVER

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture held a hearing on the Farm Credit Administration's Selection of the Jackson Land Bank Receiver. Testimony was heard from Frank W. Naylor, Jr., Chairman, Farm Credit Administration.

CASH MANAGEMENT IMPROVEMENT ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on S. 1381, Cash Management Improvement Act of 1988. Testimony was heard from Joseph R. Wright, Jr., Deputy Director, OMB; Edward J. Mazur, Comptroller, State of Virginia; Joan Finney, Treasurer, State of Kansas; Ann W. Richards, Treasurer, State of Texas; and Grady L. Patterson, Jr., Treasurer, State of South Carolina.

ZUNI SETTLEMENT FUND ACT

Committee on Interior and Insular Affairs: Held a hearing on H.R. 4750, Zuni Settlement Fund Act of 1988. Testimony was heard from James Byrnes, Deputy Assistant Attorney General, Land and Natural Resources Division, Department of Justice; Joe Christie, Deputy Assistant Secretary, Indian Affairs, (Trust and Economic Development), Bureau of Indian Affairs, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action, as amended, the following bills: H.R. 4127, American Heritage Trust Act of 1988; H.R. 4777, to modify the boundary of the Guadalupe Mountains National Park; and S. 1914, to designate the Wildcat River in the State of New Hampshire as a unit of the National Wild and Scenic River System.

OVERSIGHT—NICARAGUAN INVOLVEMENT IN DRUG TRAFFICKING

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on Nicaraguan involvement in drug trafficking. Testimony was heard from the following officials of the Drug Enforcement Administration, Department of Justice: Ron Caffrey, Chief of Cocaine Desk in 1984; and Dave Westrate, Assistant Administrator; and public witnesses.

FEDERAL AVIATION ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Aviation approved for full Committee action, as amended, H.R. 5073, to amend the Federal Aviation Act of 1958 to provide protection for aviation whistleblowers.

FIRE SAFETY IN MULTI-FAMILY HOUSING

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on Fire Safety in Multi-Family Housing. Testimony was heard from Clyde A. Bragdon, Jr., Administrator, U.S. Fire Administration, National Emergency Training Center, Federal Emergency Management Agency; Jack Snell, Director, Center for Fire Research, National Bureau of Standards, Department of Commerce; Mark Holman, Director, Manufacture Housing and Construction Standards Division, Office of Housing, Department of Housing and Urban Development; and public witnesses.

OVERSIGHT

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held an oversight hearing on the Department of Veterans Benefits Automated Data Processing modernization. Testimony was heard from Melroy D. Quasney, Associate Director, Information Management and Technology Division, GAO; from the following officials of the VA: David A. Cox, Associate Deputy Administrator for Management; R. J. Vogel, Chief Benefits Director; and Rhoda R. Mancher, Deputy Chief Benefits Director for ADP Systems Management, both with the Department of Veterans Benefits; and representatives of veterans' organizations.

CIVIL PENALTY PROVISIONS

Committee on Ways and Means: Subcommittee on Oversight held a hearing to review the civil penalty provisions contained in the Internal Revenue Code. Testimony was heard from Frank B. Swain, Chief Counsel, Advocacy, SBA; and public witnesses.

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Friday, July 29, 1988

Senate

Chamber Action

Routine Procedings, pages 19581–19670

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 2668–2673, and S. Res. 454.

Page 19642

Measures Passed:

Martin Luther King, Jr., Federal Building: Senate passed H.R. 3811, to designate the Federal building located at 50 Spring Street, Southwest, Atlanta, Georgia, as the "Martin Luther King, Jr., Federal Building."

Page 19665

Emergency Drought Assistance: Senate passed H.R. 5015, to provide drought assistance to agricultural producers, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2631, Senate companion measure, as amended (after vitiating passage thereof).

Page 19582

S. 2631, companion measure, was placed on the calendar, under Subjects on the Table.

Page 19669

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Leahy, Melcher, Pryor, Boren, Heflin, Lugar, Dole, Cochran, and Boschwitz, and from the Committee on Energy and Natural Resources, only for the consideration of the Bureau of Reclamation provisions, Senators Johnston, Bradley, Bingaman, McClure, and Wallop.

Page 19641

Rural Development, Agriculture and Related Agencies Appropriations, 1989: By 74 yeas to 8 nays (Vote No. 278), Senate passed H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989, after agreeing to certain committee amendments and taking action on additional amendments proposed thereto, as follows:

Page 19590

Adopted:

(1) Bingaman Amendment No. 2754, to provide that certain amounts appropriated for competitive agricultural research grants be used for research on human nutrition.

Page 19590

(2) Metzenbaum modified Amendment No. 2755, to increase the amount of funds made available for grants and contracts for development of drugs for rare diseases and conditions, with an offset.

Page 19596

(3) Hatch Amendment No. 2756, to express the sense of the Senate that of the amounts made available to the Office of the Assistant Secretary for Health by the matter under the title II of the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 1989, $5,500,000 shall be made available to the Food and Drug Administration for increased inspection of the nation's blood banks.

Page 19596

(4) Stevens Amendment No. 2757, to direct the Secretary of Agriculture to convey by quitclaim deed, and without consideration to the University of Alaska, all the right, title, and interest of the United States in and to the lands of the University of Alaska Agricultural Experiment Station, and the lands of the University of Alaska Fur Farm Experiment Station.

Page 19597

(5) Stevens Amendment No. 2758, to provide that, when issuing statements, press releases, requests for proposals, bid solicitations, and other documents describing projects or programs funded in whole or in part with Federal money, all grantees receiving Federal funds, including but not limited to State and local governments, shall clearly state (1) the percentage of the total cost of the program or project which will be financed with Federal money, and (2) the dollar amount of Federal funds for the project or program.

Page 19597

(6) By 87 yeas to 4 nays (Vote No. 276), DeConcini Amendment No. 2759, to increase the amount made available for the special supplemental food program for women, infants, and children (WIC), with an offset.

Page 19598

(7) Burdick Amendment No. 2760 (to Amendment No. 2759), of a perfecting nature, to require State agencies to evaluate and implement certain cost containment procedures for acquiring infant formula and other foods that are necessary to carry out the WIC program.

Page 19611

(8) Bumpers Amendment No. 2761, to provide that, the Financial Assistance Corporation shall establish a program under which System institutions shall purchase, as debt obligations are issued under section 6.26(a), stock of the Corporation in certain amounts. (By 43 yeas to 45 nays (Vote No. 277), Senate failed to table the amendment.)

Page 19613

(9) Cohen Amendment No. 2762, to improve the compliance of vendors with the requirements of the WIC program.

Page 19619

(10) Exon Amendment No. 2763, to require that no funds shall be used to implement the sugar quota increase announced on July 22, 1988, unless such action will not result in forfeiture of domestically produced sugar to the Commodity Credit Corporation as determined by the Secretary of Agriculture.

Page 19620

(11) Karnes-Dole Amendment No. 2764, to improve the provision of funds to certain trade centers.

Page 19621

(12) Leahy Amendment No. 2766, to provide funds for child nutrition, the temporary Emergency Food Assistance Program, and food stamps.

Page 19624

(13) Melcher Amendment No. 2767, to provide $50,000 within the amount provided for the Agriculture Research Service for a feasibility study of plant growth center at Montana State University.

Page 19626

(14) Boren-Nickles Amendment No. 2768, to earmark funds within the Soil Conservation Service for the University of Oklahoma, to enable the University to continue certain satellite programs.

Page 19627

(15) Heflin Amendment No. 2769, to make available $300,000 to Auburn University to enable such University to develop water management research planning and programming.

Page 19627

(16) Cochran (for Dole and Kassebaum) modified Amendment No. 2770, to provide funding for the International Livestock Program.

Page 19637

(17) Melcher (for McConnell and Leahy) modified Amendment No. 2772, to make funds available

for the Israel-United States Binational Agricultural Research and Development Fund.

Page 19632

(18) Gramm Amendment No. 2773, to prohibit the earmarking of funds available for competitive research grants, within the Cooperative State Research Service.

Page 19632

(19) Cochran (for Leahy) Amendment No. 2774, to change the allocation of funds within the competitive grants program of the Cooperative State Research Service.

Page 19635

(20) Harkin (for Kerry) Amendment No. 2775, to provide funding for the farmers' market coupon demonstration project.

Page 19636

Rejected:

Bond-Boschwitz Amendment No. 2765, to prohibit the appropriation of funds for the planning and construction of certain new projects unless a feasibility study has been completed. (By voice vote, Senate tabled the amendment.)

Pages 19623, 19625

Withdrawn:

Melcher Amendment No. 2771, to make Federal funds available for the control of noxious weeds on Federal lands.

Page 19628

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Burdick, Stennis, Chiles, Sasser, Bumpers, Harkin, Inouye, Cochran, McClure, Kasten, Specter, Grassley, and Hatfield.

Page 19638

Family Health Services Amendments, 1988: Senate concurred in the amendments of the House to S. 2385, to amend title III of the Public Health Service Act, to revise and extend the programs of assistance for primary health care, the program of health services for the homeless, and the program for the prevention and control of sexually transmitted diseases, with Byrd (for Kennedy) Amendment No. 2776), in the nature of a substitute.

Page 19665

Messages From the President: Senate received the following message from the President of the United States:

Reporting 2 revised deferrals of budget authority now totaling $610,581,549, affecting programs in the Department of Defense, Civil and Funds Appropriated to the President; which was referred jointly to the Committee on Appropriations, the Committee on the Budget, the Committee on Foreign Relations, and the Committee on Armed Services. (PM–149)

Page 19641

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 88 yeas (Vote No. 274), Timothy L. Towell, of Ohio, to be Ambassador to the Republic of Paraguay.

Page 19670

Timothy L. Coyle, of California, to be an Assistant Secretary of Housing and Urban Development.

Jack R. Stokvis, of New York, to be an Assistant Secretary of Housing and Urban Development.

John O. Colvin, of Virginia, to be a Judge of the United States Tax Court.

Richard C. Houseworth, of Arizona, to be a Member of the Board of Directors of the Export-Import Bank of the United States.

Page 19670

Messages From the President: **Page 19641**

Messages From the House: **Page 19642**

Measures Referred: **Page 19642**

Measures Ordered Placed on Calendar: **Page 19642**

Communications: **Page 19642**

Statements on Introduced Bills: **Page 19642**

Amendments Submitted: **Page 19648**

Additional Cosponsors: **Page 19647**

Additional Statements: **Page 19652**

Quorum Calls: One quorum call was taken today. (Total—24)

Page 19598

Record Votes: Five record votes were taken today. (Total—278)

Pages 19590, 19598, 19612, 19618, 19638

Adjournment: Senate convened at 9 a.m., and adjourned at 5 p.m., until 12 noon, on Monday, August 1, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 19669.)

Committee Meetings

DELAWARE RIVER

Committee on Environment and Public Works: Committee concluded hearings on proposed legislation to declare portions of the Delaware River, in the vicinity of Philadelphia, to be non-navigable, after receiving testimony from Senator Specter; John S. Doyle, Jr., Principal Deputy Assistant Secretary of the Army for Civil Works; and William C. Hankowsky, Philadelphia Director of Commerce, G. Craig Schelter, Philadelphia Industrial Development Corporation, and John P. LaRue, Philadelphia Port Corporation, all of Philadelphia, Pennsylvania.

U.S. OBLIGATIONS TO THE UNITED NATIONS

Committee on Foreign Relations: Committee concluded hearings on United States obligations to the United Nations and the current financial situation, after receiving testimony from Vernon A. Walters, U.S. Representative to the United Nations; and Donald T. McHenry, Georgetown University, Washington, DC, former U.S. Representative to the United Nations.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered the following measures favorably reported:

H.R. 3617, to authorize and direct the Secretary of the Treasury to pay a specified sum to the Secretary of the Interior, in trust for the Coushatta Indian Tribe of Louisiana, in full settlement of all claims of the tribe regarding the uncompensated taking by the United States of land owned or occupied by the tribe in the 19th century;

H.R. 2370, to direct the Secretary of the Interior to negotiate with the tribal council of the Northwestern Band of the Shoshoni Nation and consult with State and local officials of Utah, to establish an economic development plan for the tribe;

S. 1602, to declare that certain Federal lands in Michigan and Wisconsin are held in trust for the Potawatomi Community of Wisconsin and the Hannahville Indian Community of Michigan, and are their reservations;

S. 1870, to provide for the use and distribution of funds awarded the Wisconsin Band of Potawatomi, in docket 28 of the United States Claims Court;

H.R. 4143, to require lands to be held in trust for the Confederated Tribes of the Grand Ronde Community of Oregon, as their reservation; and

S. 2382, to delay implementation of the Indian Health Service eligibility rule, under which Indians are eligible to receive health care, with an amendment in the nature of a substitute.

NATIVE AMERICAN CULTURAL PRESERVATION ACT

Select Committee on Indian Affairs: Committee resumed hearings on S. 187, to provide for the protection of Native American rights for the remains of their dead and sacred artifacts, and for the creation of Native American cultural museums, receiving testimony from Dean Anderson, Deputy Under Secretary, Smithsonian Institution; Michael Fox, Heard Museum, Phoenix, Arizona, representing the American Association of Museums; Cheryl Ann Munson, Society for American Archaeology, and John Vance, former Chairman and Member, Indian Claims Commission, both of Washington, DC; Bill Parker, Northern Cheyenne Tribe, Lame Deer, Montana; Oren Lyons, and Vincent Johnston, both of the University of New York at Buffalo and Faithkeeper of the Six Nations (Onondaga Tribe), Nedrow, New York; Walter Echohawk, Native American Rights Fund, Boulder, Colorado; and Russ Harmon, Navajo Nation Museum, Window Rock, Arizona.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, August 1.

Committee Meetings

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held an oversight hearing on the Surgeon General's recent report entitled: "The Health Consequences of Smoking: Nicotine Addiction" and to review the nature and extent of the Food and Drug Administration's authority to regulate nicotine containing products such as the so-called "smokeless cigarette". Testimony was heard from Representative Neal; the following officials of the Department of Health and Human Services: Dr. C. Everett Koop, Surgeon General of the Public Health Service; Dr. Frank E. Young, Commissioner, FDA; and Jack E. Henningfield, Chief, Biology of Dependence and Abuse Potential Assessment Laboratory, Addiction Research Center, National Institute of Drug Abuse; and public witnesses.

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Monday, August 1, 1988

Senate

Chamber Action

Routine Proceedings, pages 19697–19784

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 2674–2676, and S.J. Res. 354.

Page 19759

Measures Reported: Reports were made as follows:

S. 2011, to increase the rate of Veterans' Administration compensation for veterans with service-connected disabilities and dependency and indemnity compensation for the survivors of certain disabled veterans, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–439)

Page 19758

Fair Housing Amendments Act: Senate began consideration of H.R. 1158, to amend title VII of the Act commonly called the Civil Rights Act of 1968, to revise the procedures for the enforcement of fair housing, taking action on amendments proposed thereto, as follows:

Page 19711

Adopted:

(1) Thurmond Amendment No. 2778 (to Amendment No. 2777), to prohibit the renting to an individual convicted of the manufacture or distribution of narcotics.

Page 19725

(2) By 89 yeas to 2 nays (Vote No. 279), Helms Amendment No. 2779 (to Amendment No. 2777), to clarify the definition of handicapped.

Page 19728

Rejected:

(1) Helms Amendment No. 2780 (to Amendment No. 2777), to restore the right of voluntary prayer in public schools and to promote the separation of powers. (By 71 yeas to 20 nays (Vote No. 280), Senate tabled the amendment.)

Page 19729

(2) Symms Amendment No. 2781 (to Amendment No. 2780), in the nature of a substitute. (The amendment fell when Amendment No. 2780 was tabled.) **Page 19730**

Pending:

Kennedy Amendment No. 2777, in the nature of a substitute. **Page 19711**

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereon, on Tuesday, August 2.

Nominations Received: Senate received the following nominations:

Sonia Landau, of New York, to be Coordinator for International Communications and Information Policy, with the rank of Ambassador.

James E. Goodby, of New Hampshire, to be Ambassador to Greece.

5 Navy nominations in the rank of admiral.

Routine list of Air Force nominations. **Page 19783**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Protocol to the 1967 Tax Convention with France (Treaty Doc. No. 100–21). The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 19754

Messages From the President: **Page 19756**

Petitions and Memorials: **Page 19756**

Statements on Introduced Bills: **Page 19759**

Amendments Submitted: **Page 19773**

Additional Cosponsors: **Page 19772**

Additional Statements: **Page 19780**

Record Votes: Two record votes were taken today. (Total—280)

Pages 19728, 19748

Recess: Senate convened at 12 noon, and recessed at 6:17 p.m., until 10 a.m., on Tuesday, August 2, 1988. (For Senate's program see the remarks of Senator Byrd in today's Record on page 19782.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 5119 and 5120 were introduced.

Page 19696

Bills Reported: Reports were filed as follows:

H.R. 4526, to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park, amended (H. Rept. 100–809); and

H. Res. 499, impeaching Alcee L. Hastings, Judge of the United States District Court for the Southern District of Florida, for high crimes and misdemeanors, amended (H. Rept.100–810).

Page 19696

John W. Bricker Building: On the call of the Consent Calendar, the House passed and sent to the Senate, amended, H.R. 4410, to designate the Federal Building at Spring and High Streets in Columbus, Ohio, as the "John W. Bricker Building". Agreed to amend the title.

Page 19671

Presidential Message—Deferral Revisions: Read a message from the President wherein he reports two revised deferrals of budget authority now totalling $610,581,549, affecting programs in the Department of Defense-Civil and funds appropriated to the President—referred to the Committee on Appropriations and ordered printed (H. Doc. 100–219).

Page 19672

Suspensions: House voted to suspend the rules and pass the following bills:

Record rental prohibition extension: H.R. 4310, amended, to extend for an additional 5-year period certain provisions of title 17, United States Code, relating to the rental of sound recordings. Agreed to amend the title; and

Page 19672

Computer matching and privacy protection: H.R. 4699, amended, to amend title 5, United States Code, to ensure privacy, integrity, and verification of data disclosed for computer matching, and to establish Data Integrity Boards within Federal agencies. Subsequently, this passage was vacated and S. 496, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed.

Page 19676

Community and Migrant Health Centers: House voted to suspend the rules and agree to the Senate amendment to the House amendments to S. 2385, to amend title III of the Public Health Service Act to revise and extend the programs of assistance for primary health care and the program of health services for the homeless—clearing the measure for the President.

Page 19673

Referrals: Twenty-eight Senate-passed measures were referred to the appropriate House committees.

Page 19694

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 2:35 p.m.

Committee Meetings

FINANCIAL HEALTH OF THE NATION'S HOSPITALS UNDER MEDICARE

Committee on the Budget: Task Force on Health held a hearing on the Financial Health of the Nation's Hospitals Under Medicare. Testimony was heard from Representative Stark; the following officials of the Department of Health and Human Services: Glenn Hackbarth, Deputy Administrator, Health Care Financing Administration; and Richard P. Kusserow, Inspector General; Dr. Donald Young, Executive Director, Prospective Payment Assessment Commission; and public witnesses.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDREDTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 25 through July 31, 1988

	Senate	*House*	*Total*
Days in session	97	93	..
Time in session	796 hrs., 52′	446 hrs., 32′	..
Congressional Record:			
Pages of proceedings	10,440	6,080	16,520
Extensions of Remarks	..	..	2,546
Public bills enacted into law	71	59	..
Private bills enacted into law	2	6	..
Bills in conference	4	18	..
Measures passed, total	359	391	750
Senate bills	96	41	..
House bills	77	163	..
Senate joint resolutions	79	42	..
House joint resolutions	21	35	..
Senate concurrent resolutions	21	11	..
House concurrent resolutions	11	20	..
Simple resolutions	54	79	..
Measures reported, total	*283	*264	547
Senate bills	135	7	..
House bills	34	197	..
Senate joint resolutions	73	2	..
House joint resolutions	1	4	..
Senate concurrent resolutions	9	1	..
House concurrent resolutions	..	2	..
Simple resolutions	31	51	..
Special reports	8	33	..
Conference reports	..	12	..
Measures pending on calendar	111	79	..
Measures introduced, total	931	1,736	2,667
Bills	680	1,278	..
Joint resolutions	114	190	..
Concurrent resolutions	37	107	..
Simple resolutions	100	161	..
Quorum calls	24	7	..
Yea-and-nay votes	278	142	..
Recorded votes	..	100	..
Bills vetoed	1	1	2
Vetoes overridden	1	2	..

*These figures include all measures reported, even if there was no accompanying report. A total of 164 reports have been filed in the Senate, a total of 309 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through July 31, 1988

Civilian nominations totaling 385 (including 112 nominations carried over from the first session), disposed of as follows:

Confirmed	187
Unconfirmed	190
Withdrawn	8

Civilian nominations (lists), totaling 1,483 (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	891
Unconfirmed	592

Air Force nominations, totaling 12,615 (including 2,955 nominations carried over from the first session), disposed of as follows:

Confirmed	9,195
Unconfirmed	3,420

Army nominations, totaling 11,872 (including 2,361 nominations carried over from the first session), disposed of as follows:

Confirmed	11,801
Unconfirmed	71

Navy nominations, totaling 10,147 (including 46 nominations carried over from the first session), disposed of as follows:

Confirmed	7,165
Unconfirmed	2,981
Withdfawn	1

Marine Corps nominations, totaling 1,434 (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	1,276
Unconfirmed	158

Summary

Total nominations carried over from the first session	5,494
Total nominations received this session	32,442
Total confirmed	30,515
Total unconfirmed	7,412
Total withdrawn	9

Tuesday, August 2, 1988

Senate

Chamber Action

Routine Proceedings, pages 19863–19992

Measures Introduced: Four bills and five resolutions were introduced, as follows: S. 2677–2680, S.J. Res. 355–358, and S. Con. Res. 134.

Page 19943

Measures Reported: Reports were made as follows:

S. 1600, to enhance the safety of air travel through a more effective Federal Aviation Administration, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–440)

S. 2367, to promote highway traffic safety, by encouraging the States to establish measures for more effective enforcement of laws to prevent drunk driving, and for other purposes, with amendments. (S. Rept. No. 100–441)

H.R. 5026, making dire emergency supplemental appropriations for the fiscal year ending September 30, 1988, and for other purposes, with amendments.

S. 1629, to authorize a national program to reduce the threat to human health posed by exposure to contaminants in the air indoors, with an amendment in the nature of a substitute. (S. Rept. No. 100–442)

S. 2470, to promote technology competitiveness and energy conservation in the American steel industry, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–443)

S. 2114, entitled the "Public Telecommunications Act of 1988, with an amendment in the nature of a substitute. (S. Rept. No. 100–444)

Page 19943

Measures Passed:

American National Red Cross Property: Senate passed S. 2496, to provide for the leasing of certain real property to the American National Red Cross, District of Columbia Chapter, for the construction and maintenance of certain buildings and improvements.

Page 19960

National Mimbres Cultural Act: Senate passed S. 1912, to authorize a study of the feasibility of establishing a National Mimbres Museum in Silver City, New Mexico, after agreeing to a committee amendment in the nature of a substitute.

Page 19960

Spanish Colonization Commemorative Act of 1988: Senate passed S. 2157, to authorize three feasibility studies to be conducted in New Mexico dealing with the San Gabriel Historic Landmark, the significance of the Los Luceros Hacienda, and the establishment of an interpretive center to highlight the first colonization of the interior of the United States in New Mexico, after agreeing to a committee amendment in the nature of a substitute.

Page 19961

Technology-Related Assistance to Individuals with Disabilities Act of 1988: Senate passed S. 2561, to establish a program of grants to States to promote the provision of technology-related assistance to individuals with disabilities, after agreeing to a committee amendment in the nature of a substitute.

Page 19961

Whistleblower Protection Act of 1988: Senate passed S. 508, to amend title 5, United States Code, to strengthen the protections available to Federal employees against prohibited personnel practices, after agreeing to a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

Page 19974

Dole (for Stevens) Amendment No. 2786, to strike section 4, dealing with judicial review.

Page 19981

Kids Voting Program in Arizona: Senate agreed to S. Con. Res. 134, to urge the States and the Federal Election Commission to evaluate the success of the Kids Voting Program in Arizona.

Page 19991

Chicago and Northwestern Transportation Company Labor-Management Dispute: Senate passed S.J. Res. 356, to provide for the extension of a temporary prohibition of strikes or lockout with respect to the Chicago and Northwestern Transportation company labor-management dispute.

Page 19910

Fair Housing Amendments Act, 1988: By 94 yeas to 3 nays (Vote No. 283), Senate passed H.R. 1158, to amend title VIII of the Act commonly called the Civil Rights Act of 1968, to revise the procedures for the enforcement of fair housing, after taking action on additional amendments proposed thereto, as follows:

Pages 19870, 19883

Adopted:

(1) Kennedy-Hatch Amendment No. 2777, in the nature of a substitute.

Page 19870

(2) Kennedy Amendment No. 2784 (to Amendment No. 2777), of a technical nature.

Page 19881

Rejected:

(1) Humphrey Amendment No. 2782 (to Amendment No. 2777), to provide that the provisions of this Act which affect the design and construction of

housing that is sold to the general public shall not take effect if such provisions would increase the costs of such housing. (By 88 yeas to 7 nays (Vote No. 281), Senate tabled the amendment.)

Page 19870

(2) Humphrey Amendment No. 2783 (to Amendment No. 2777), to provide that at least 20 percent of all units within dwellings, or in the case of a multiple-building development, 20 percent of all units within such development, and in no event less than one unit, contain certain features of adaptive design. (By 84 yeas to 12 nays (Vote No. 282), Senate tabled the amendment.)

Page 19876

Omnibus Trade and Competitiveness Act, 1988: Senate began consideration of H.R. 4848, to enhance the competitiveness of American industry, with an amendment proposed thereto, as follows:

Pages 19909, 19911

Pending:

Durenberger Amendment No. 2785, to condition repeal of the prohibition on the importation of furskins from the Soviet Union on a certification by the President regarding freedom of emigration from the Soviet Union.

Page 19926

A unanimous consent agreement was reached providing for further consideration of Amendment No. 2783 on Wednesday, August 3, with a vote to occur in relation thereto at 10 a.m.

Page 19931

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereto, with a vote on final passage to occur on Wednesday, August 3, at not later than 6 p.m.

Page 19932

Presidential Transitions Effectiveness Act: Senate concurred in the amendment of the House to Senate amendment to H.R. 3932, to amend the Presidential Transition Act of 1963, to provide for a more orderly transfer of executive power in connection with the expiration of the term of office of a President.

Page 19989

Appointments:

Joint Congressional Committee on Inaugural Ceremonies: The Presiding Officer, on behalf of the Vice President, pursuant to the provisions of S. Con. Res. 105, appointed Senators Byrd, Ford, and Stevens to the Joint Congressional Committee on Inaugural Ceremonies.

Page 19960

Nominations Received: Senate received the following nominations:

Roberts T. Jones, of Virginia, to be an Assistant Secretary of Labor.

Lawrence J. Jensen, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency.

Marvin Hamlisch, of New York, to be a Member of the National Council on the Arts.

Page 19992

Messages From the President: **Page 19942**

Messages From the House: **Page 19942**

Measures Referred: **Page 19942**

Measures Ordered Placed on Calendar: **Page 19942**

Communications: **Page 19943**

Statements on Introduced Bills: **Page 19943**

Amendments Submitted: **Page 19955**

Additional Cosponsors: **Page 19953**

Authority for Committees: **Page 19952**

Additional Statements: **Page 19956**

Record Votes: Three record votes were taken today. (Total—283)

Pages 19875, 19881, 19902

Recess: Senate convened at 10 a.m., and recessed at 7:55 p.m., until 9:15 a.m., on Wednesday, August 3, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 19992.)

Committee Meetings

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Committee ordered favorably reported H.R. 5026, making emergency supplemental appropriations for the fiscal year ending September 30, 1988, with amendments.

THRIFT INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee resumed oversight hearings on the thrift industry, focusing on the deterioration of the industry and what should be done to protect depositors, receiving testimony from George D. Gould, Under Secretary of the Treasury for Finance; Gerald J. Levy, Guaranty Savings and Loan Association, Milwaukee, Wisconsin; Herbert M. Sandler, World Savings and Loan Association, Oakland, California; and Donald Shackelford, State Savings Bank, Columbus, Ohio.

Hearings continue tomorrow.

INTERNATIONAL DEBT PROBLEM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy held hearings on new directions for dealing with the International debt problem, focusing on indebted countries of Latin America and the Caribbean, receiving testimony from James D. Robinson, III, American Express Company, and Eugene H. Rotberg, Merrill Lynch and Company, both of Washington, DC; and Rodrigo Botero, Harvard Center for International Relations, Duxbury, Massachusetts.

Hearings continue on Thursday, August 4.

FCC'S PRICE CAP PROCEEDINGS

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 2044, to require further review by the Federal Communications Commission, to ensure thorough deliberation on proposed changes in the method of regulation of interstate basic service rates, and to review FCC price cap proceedings, after receiving testimony from Dennis R. Patrick, Chairman, Federal Communications Commission; Sharon L. Nelson, Washington Utilities and Transportation Commission, Olympia; Gail Garfield Schwartz, New York State Public Service Commission, New York, New York; Charles Marshall, AT&T, Basking Ridge, New Jersey; Jerry Kovach, MCI, Alan C. Hasselwander, United States Telephone Association, and Morton Bahr, Communications Workers of America, all of Washington, DC; Frank Skinner, Southern Bell, Atlanta, Georgia; Robert C. McArton, Grand River Mutual Telephone Corporation, Princeton, Missouri; Jack Shreve, Florida Public Counsel, Tallahassee; and John Glynn, Maryland People's Counsel, Baltimore.

DRUNK DRIVING PREVENTION ACT

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer concluded hearings on S. 2549, to encourage States to establish measures for more effective enforcement of laws to prevent drunk driving, after receiving testimony from Senator Lautenberg; George Reagle, Associate Administrator for Traffic Safety Programs, National Highway Traffic Safety Administration, Department of Transportation; Mickey Sadoff, Mothers Against Drunk Driving, Milwaukee, Wisconsin; Brian O'Neill, Insurance Institute for Highway Safety, Washington, DC; Ronald Rumbaugh, National Beer Wholesalers Association, Falls Church, Virginia; John T. Hanna, Virginia Division of Motor Vehicles, Richmond, representing the National Association of Governors' Highway Safety Representatives; and Col. John H. Ford, Missouri Highway Patrol, Jefferson City.

PUBLIC LANDS, PARKS, FORESTS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

H.R. 2530, to provide for the establishment of the Mississippi National River and Recreation Area, after receiving testimony from Senator Durenberger; Representative Vento; and Dennis P. Galvin, Deputy Director, National Park Service, Department of the Interior;

H.R. 4050, for the relief of certain persons in Riverside County, California who purchased land in good-faith reliance on an existing private land survey, and S. 2586, to quiet title and possession with respect to a certain private land claim in Sumter County, Alabama, after receiving testimony from Roland G. Robison, Deputy Director, Bureau of Land Management, Department of the Interior; and

H.R. 2952, to increase the amount authorized to be appropriated for acquisition of the Women's Rights National Historical Park, H.R. 3559, to authorize the acquisition for 25 acres, to be used for an administrative headquarters for Canaveral National Seashore, H.R. 4212, to permit the Secretary of the Interior to establish the former home of Alexander Hamilton as a national memorial, at its present location in New York, New York, H.R. 4315, to provide for the inclusion of certain lands within the John Muir National Historic Site, S. 1290, to acquire certain real property adjacent to the Andrew Johnston National Historic Site in Greenville, Tennessee for inclusion within the national cemetery, located in that site, and S. 2565, to remove restrictions on land acquisition for Antietam National Battlefield, after receiving testimony from Denis P. Galvin, Deputy Director, National Park Service, Department of the Interior.

INDOCHINA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs held hearings to review U.S. policy toward Indochina, receiving testimony from Senators McCain and Hatfield; and David Lambertson, Deputy Assistant Secretary of State for South East Asia.

Hearings continue on Monday, August 8.

GUNS, DRUGS, AND VIOLENCE

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S. 466, to require individuals to wait seven days before they obtain a handgun, and to provide that police be forwarded the names of prospective handgun purchasers, receiving testimony from Phillip C. McGuire, Association Director, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; Gerald P. Lynch, Middle Atlantic Great Lakes Organized Crime Law Enforcement Network, Malvern, Pennsylvania; Captain Francis Friel, Philadelphia Police Department, Philadelphia, Pennsylvania, Larry Joiner, Chief of

Police, Kansas City, Missouri; George Napper, Atlanta Department of Public Safety, Atlanta, Georgia; Hubert Williams, Police Foundation, on behalf of the Law Enforcement Steering Committee, and James Jay Baker, National Rifle Association, both of Washington, DC; David B. Kopel, Manhattan, New York; and Stephen P. Halbrook, Fairfax, Virginia.

Hearings were recessed subject to call.

FREEDOM OF INFORMATION ACT

Committee on the Judiciary: Subcommittee on Technology and the Law concluded oversight hearings on the implementation of the Freedom of Information Act, after receiving testimony from Stephen J. Markman, Assistant Attorney General, Office of Legal Policy, Department of Justice; John H. Wright, Information and Privacy Coordinator, Central Intelligence Agency; Richard C. Faulk, Deputy Assistant Secretary for Operations, Department of State; Russell M. Roberts, Director, Freedom of Information and Privacy Acts Division, Department of Health and Human Services; Timothy B. Peek, *Addison County Independent,* Middlebury, Vermont; Paul Maccabee, St. Paul, Minnesota; and Charles Piller, Oakland, California.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 5121–5136; 4 private bills, H.R. 5137–5140; and 6 resolutions, H.J. Res. 627–629, H. Con. Res. 343, and H. Res. 509–510 were introduced.

Page 19860

Bills Reported: Reports were filed as follows:

H.R. 3621, to declare that certain lands located in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservations with which they are contiguous, amended (H. Rept. 100–811);

H. Res. 507, providing for the consideration of H.R. 4333, to make technical corrections relating to the Tax Reform Act of 1986 (H. Rept. 100–812); and

H. Res. 508, providing for the consideration of H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless (H. Rept. 100–813). **Page 19860**

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Passed and sent to the Senate, amended: S. 892 (passed by a yea-and-nay vote of 365 yeas, Roll No. 250).

Passed over without prejudice: H.R. 2108, 2684, 2682, 2711, 4363, and 446.

Page 19797

Price-Anderson Amendments: By a yea-and-nay vote of 346 yeas to 54 nays, Roll No. 251, the House agreed to the Udall motion to agree, with an amendment, to the Senate amendment numbered 16 to H.R. 1414, to amend the Price-Anderson provisions of the Atomic Energy Act of 1954 to extend and improve the procedures for liability and indemnification for nuclear accidents; and to disagree to the Senate amendments numbered 1–15—returning the measure to the Senate.

Page 19804

H. Res. 502, the rule providing for the consideration of the Senate amendments, was agreed to earlier by a voice vote.

Page 19803

Alaska Lands: House agreed to the Senate amendment to H.R. 2629, to amend the Alaska National Interest Lands Conservation Act of 1980 to clarify the conveyance and ownership of submerged lands by Alaska Natives, Native Corporations and the State of Alaska—clearing the measure for the President.

Page 19825

HUD Appropriations: House disagreed to the Senate amendments to H.R. 4800, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989; and agreed to a conference. Appointed as conferees: Representatives Boland, Traxler, Stokes, Boggs, Mollohan, Sabo, Whitten, Green, Coughlin, Lewis of California, and Conte.

Page 19828

Interior Appropriations: House disagreed to the Senate amendments to H.R. 4867, making appropriations for the Department of Interior and related agencies for the fiscal year ending September 30, 1989; and agreed to a conference. Appointed as conferees: Representatives Yates, Murtha, Dicks, Boland, AuCoin, Bevill, Whitten, Regula, McDade, Lowery of California, and Conte.

Page 19829

Labor-HHS Appropriations: House disagreed to the Senate amendments to H.R. 4783, making appropriations for the Departments of Labor, Health, and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1989; and agreed to a conference. Appointed as conferees: Representatives Natcher, Smith of Iowa, Obey, Roybal, Stokes, Early, Dwyer of New Jersey, Hoyer, Whitten, Conte, Pursell, Porter, Young of Florida, and Weber.

Page 19829

Agreed to the Conte motion to instruct House conferees to seek an appropriation for the Low Income Home Energy Assistance Program at an amount as close as possible to the House-passed level.

Page 19829

Treasury-Postal Service Appropriations: House disagreed to the Senate amendments to H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989; and agreed to a conference. Appointed as conferees: Representatives Roybal, Akaka, Hoyer, Coleman of Texas, Boland, Yates, Whitten, Lowery of California, Skeen, Wolf, and Conte.

Page 19830

Transportation Appropriations: House disagreed to the Senate amendments to H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989; and agreed to a conference. Appointed as conferees: Representatives Lehman of Florida, Gray of Pennsylvania, Carr, Durbin, Mrazek, Sabo, Whitten, Coughlin, Conte, Wolf, and DeLay.

Page 19830

National Trails System Improvements: House passed S. 1544, to amend the National Trails System Act to provide for cooperation with State and local governments for the improved management of certain Federal lands.

Page 19830

Agreed to the Vento perfecting amendments.

Page 19832

German-American Day: House passed and cleared for the President S.J. Res. 273, designating October 6, 1988, as "German-American Day".

Page 19832

Family Caregivers Week: House passed H.J. Res. 463, designating November 20–26, 1988, as "National Family Caregivers Week".

Page 19833

Geography Awareness Week: House passed and cleared for the President S.J. Res. 263, to designate the period commencing November 13, 1988, and ending November 19, 1988, as "Geography Awareness Week".

Page 19833

National Civil Rights Day: House passed H.J. Res. 140, designating August 12, 1988, as "National Civil Rights Day".

Page 19835

Senior Citizens Day: House passed H.J. Res. 138, to authorize and request the President to issue annually a proclamation designating the third Sunday of August of each year as "National Senior Citizens Day".

Page 19836

Agreed to the Dymally amendment that designates the third Sunday in August, 1988 as "National Senior Citizens Day".

Page 19836

Agreed to amend the title.

Page 19836

Aldo Leopold Achievements: House passed and cleared for the President S.J. Res. 40, to give special recognition to the birth and achievements of Aldo Leopold.

Page 19837

Neurofibromatosis Awareness Month: House passed H.J. Res. 417, designating May 1988 as "Neurofibromatosis Awareness Month".

Page 19837

Agreed to the Dymally amendment that designates May 1989, as "Neurofibromatosis Awareness Month".

Page 19837

Agreed to amend the title.

Page 19837

Women Veterans Week: House passed H.J. Res. 488, designating November 6–12, 1988, as "National Women Veterans Recognition Week".

Page 19838

Mental Illness Awareness Week: House passed and cleared for the President S.J. Res. 248, to designate the week of October 2, 1988, through October 8, 1988, as "Mental Illness Awareness Week".

Page 19837

Referrals: One Senate-passed measure was referred to the appropriate House committee.

Page 19859

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 19798, 19825. There were no quorum calls.

Adjournment: Met at noon and adjourned at 5:02 p.m.

Committee Meetings

CHILD-CARE ISSUES

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on child-care issues. Testimony was heard from Linda Morra, Associate Director, Human Resources Division, GAO; Duncan Howard, Commissioner, Public Buildings Service, GSA; and public witnesses.

Hearings continue August 9.

TO ESTABLISH THE NATIONAL THRIFT INSTITUTIONS COMMISSION

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Investigations held a hearing on H.R. 4894, to establish a commission to be known as the National Thrift Institutions Commission. Testimony was heard from public witnesses.

ANTI-APARTHEID ACT AMENDMENTS; UNITED STATES-CANADA FREE-TRADE AGREEMENT IMPLEMENTATION ACT

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 1580, Anti-Apartheid Act Amendments of 1988; and H.R. 5090, United States-Canada Free-Trade Agreement Implementation Act of 1988.

UNITED STATES-CANADA FREE-TRADE AGREEMENT IMPLEMENTATION ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness approved for full Committee action H.R. 5090, United States-Canada Free-Trade Agreement Implementation Act of 1988.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the following: H.R. 4927, amended, Clinical Laboratory Improvements Amendments of 1988; and legislation to reauthorize the program to protect mentally ill individuals from abuse and neglect.

RESTORATION OF DEMOCRACY IN CHILE

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action, as amended, H.J. Res. 620, expressing the support of the United States for the restoration of full and genuine democracy in Chile and calling upon the Government of Chile to take the steps necessary to assure that the will of the Chilean people is freely, fully, and accurately expressed in the upcoming plebiscite.

FEDERAL ELECTION CAMPAIGN ACT AMENDMENTS

Committee on House Administration: Subcommittee on Elections approved for full Committee action, as amended, H.R. 4952, to amend the Federal Election Campaign Act of 1971 to require that all contributions in elections for Federal office be subject to that Act.

FEDERAL LAND IN GUAM; OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs held a hearing on H.R. 2601, to provide for the disposition of excess Federal lands located on Guam and an oversight hearing on claims of the people of Guam arising from WW II. Testimony was heard from Mark S. Hayward, Deputy Assistant Secretary, Territorial and International Affairs, Department of the Interior; the following officials of the Territory of Guam: George Bamba; Marilyn D.A. Manibusan; Edward R. Duenas; Ted S. Nelson; and Jerry M. Rivera, all Senators; and Paul J. Abbate, Washington Representative of the Governor; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held an oversight hearing on Grazing Management. Testimony was heard from Representative Stallings; James Duffus III, GAO; George Leonard, Associate Chief, Forest Service, USDA; the following officials of the Bureau of Land Management, Department of the Interior: Robert F. Burford, Director; Albert R. Bammann, Arizona; Dave Krosting, Idaho; and James L. Hancock, Oregon; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 5090, United States-Canada Free-Trade Agreement Implementation Act of 1988; H.R. 4458, amended, Parimutuel Licensing Simplification Act of 1988; H.R. 5037, Refugee Resettlement Extension Act of 1988; H.R. 1149, to amend the Foreign Sovereign Immunities Act with respect to admiralty jurisdiction; H.R. 3763, amended, to amend the Foreign Sovereign Immunities Act with respect to certain activities of foreign governments; H.R. 4994, Federal Prison Industries Reform Act; H.R. 2848, amended, Satellite Home Viewer Copyright Act; H.R. 4807, amended, Court Reform and Access to Justice Act of 1988; and H.R. 4970, amended, to amend title 35 of the United States Code relating to animal patents.

The Committee also acted on private claims and private immigration bills.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action the following bills: H.R. 2999, amended, to prohibit the importation or exportation and certain other transactions involving elephant products; and H.R. 5117, to require that plastic ring carrier devices be degradable.

MASSACHUSETTS BAY PROTECTION ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography approved for full Committee action H.R. 4883, Massachusetts Bay Protection Act of 1988.

MARTIN LUTHER KING, JR., FEDERAL HOLIDAY COMMISSION EXTENSION ACT

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on H.R. 4443, Martin Luther King, Jr., Federal Holiday Commission Extension Act. Testimony was heard from Senator Weicker; Representatives Conyers and Regula; Samuel R. Pierce, Jr., Secretary, Housing and Urban Development; Clarence E. Hodges, Deputy Assistant Secretary, Equal Opportunity Civil Rights, Department of State; Mark Blitz, Associate Director, USIA; Coretta Scott King, Chairperson, Federal Holiday Commission; and public witnesses.

MISCELLANEOUS MEASURES; PROSPECTUSES; ASBESTOS UPDATE

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action the following bills: H.R. 5007, to designate the United States Courthouse at 620 Southwest Main Street, Portland, Oregon, as the "Gus J. Solomon United States Courthouse"; H.R. 4188, amended, to designate the building located at 445 Broadway in Albany, NY, as the "James T. Foley United States Post Office and Courthouse"; S. 1827, amended, to designate the Federal Building located at 330 Booth Street, Reno, Nevada, as the "C. Clifton Young Federal Building".

Prior to this action, the Subcommittee held a hearing on H.R. 5007 and H.R. 4188. Testimony was heard from Representatives Wyden and Stratton.

The Subcommittee also approved for full Committee action 2 11(b) resolutions, 4 repair and alteration prospectuses, and 16 lease prospectuses.

Prior to this action, the Subcommittee held a hearing on pending prospectuses. Testimony was heard from Representative Polosi; and the following officials of the Public Buildings Service, GSA: Dale Gottschalk, Director, Repair and Alteration Division; and Bill Jenkins, Deputy Assistant Commissioner, Office of Facility Planning.

The Subcommittee also held a hearing on asbestos abatement in public buildings. Testimony was heard from Charles Elkins, Director, Office of Toxic Substance, EPA; and Henry Singer, Director, Safety and Environmental Management Division, GSA.

MARINE PROTECTION, RESEARCH, AND SANCTUARIES ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on H.R. 4338, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to impose special fees on ocean disposal of sewage sludge. Testimony was heard from Senator Lautenberg; Representatives Gilman, Hughes, Schneider, Saxton, and Manton; the following officials of the EPA: Tudor T. Davies, Director, Office of Marine and Estuarine Protection; and Richard Caspe, Director, Water Division, Region 2; the following officials of the State of New Jersey: Frank Pallone, Senator; Donald Deieso, Assistant Commissioner, Department of Environmental Protection; the following officials of the State of New York: Langdon Marsh, Executive Deputy Commissioner, Department of Environmental Conservation; and Harvey Shultz, Commissioner, Department of Environmental Protection, New York City; and public witnesses.

TECHNICAL CORRECTIONS ACT

Committee on Rules: Granted a closed rule providing 1 hour of debate on H.R. 4333, Technical Corrections Act of 1988. All points of order against consideration of the bill are waived. The rule makes in order the Ways and Means committee amendment in the nature of a substitute now printed in the bill, as modified by the amendment in the report accompanying this resolution, as original text for the purpose of amendment, to be considered as read. No amendment to the substitute, as modified, is in order. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Rostenkowski; and Representatives Frenzel, Brown of Colorado and Weldon.

OMNIBUS McKINNEY HOMELESS ASSISTANCE ACT

Committee on Rules: Granted a modified open rule providing 2 hours of debate on H.R. 4352, Omnibus McKinney Homeless Assistance Act of 1988. The rule makes in order the text of H.R. 5110 as an amendment in the nature of a substitute as original text for the purpose of amendment, to be considered by titles with each title considered as read. Clause 7 of rule 16 and clause 5(a) of rule 21 are waived against the substitute. The rule provides that no amendment to Title X of the substitute is in order except for the amendments printed in the report accompanying this resolution. After disposition of the amendments printed in the report accompanying this resolution, no further amendments to the substitute are in order. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Gonzalez and Roukema.

MARINE PROTECTION, RESEARCH, AND SANCTUARIES ACT AMENDMENTS

Committee on Rules: Ordered reported H.R. 4338, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to impose special fees on the ocean disposal of sewage sludge.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment approved for full Committee action, as amended, the following bills: H.R. 4335, National Biological Diversity Conservation and Environmental Research Act; H.R. 4502, to establish a national advisory commission to promote and coordinate scientific information and research on biotechnology; and S. 1966, Biotechnology Competitiveness Act of 1988.

LONG-TERM HEALTH CARE

Committee on Ways and Means: Subcommittee on Health held a hearing on long-term health care, with emphasis on pending legislation. Testimony was heard from Members of Congress.

Hearings continue August 4.

FUTURE DIRECTIONS OF THE TITLE V EMPLOYMENT PROGRAM

Select Committee on Aging: Subcommittee on Human Services held a hearing on the Future Directions of the Title V Employment Program. Testimony was heard from Representatives Guarini and Schroeder; Delores Battle, Administrator, Office of Job Training Programs, Department of Labor; and public witnesses.

Joint Meeting

HUD APPROPRIATIONS

Conferees met in evening session on the differences between the Senate- and House-passed versions of H.R. 4800, appropriating funds for fiscal year 1989 for the Department of Housing and Urban Development and related agencies.

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Wednesday, August 3, 1988

Senate

Chamber Action

Routine Proceedings, pages 20021–20197

Measures Introduced: One bill and one resolution were introduced, as follows: S. 2681 and S. Con. Res. 135.

Page 20137

Measures Reported: Reports were made as follows:

S. 2238, to make technical corrections relating to the Tax Reform Act of 1986, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–445)

S. 555, to regulate gaming on Indian lands, with an amendment in the nature of a substitute. (S. Rept. No. 100–446)

S. 2488, to grant employees parental and temporary medical leave under certain circumstances, and for other purposes, with amendments. (S. Rept. No. 100–447)

Page 20136

Measures Passed:

National Institute on Deafness and Other Communication Disorders: Senate passed H.R. 3361, to amend the Public Health Service Act to establish within the National Institutes of Health a National Institute on Deafness and Other Communication Disorders, after agreeing to the following amendment proposed thereto:

Page 20169

Byrd (for Kennedy) Amendment No. 2795, in the nature of a substitute.

Page 20169

Senate insisted on its amendment, requested a conference with the House thereon, and appointed as conferees Senators Kennedy, Harkin, Adams, Hatch, and Weicker.

Page 20173

Omnibus Trade and Competitiveness Act of 1988: By 85 yeas to 11 nays (Vote No. 288), Senate passed H.R. 4848, to enhance the competitiveness of American industry, after taking action on amendments proposed thereto, as follows:

Page 20026

Rejected:

(1) Durenberger Amendment No. 2785, to condition the repeal of the prohibition of the importation of furskins from the Soviet Union on a certification by the President regarding freedom of emigration from the Soviet Union. (By 64 yeas to 32 nays (Vote No. 284), Senate tabled the amendment.)

Page 20026

(2) Wallop Amendment No. 2787, to ensure that the actions taken under chapter 1 of title III of the Trade Act of 1974 are under the control of the President. (By 69 yeas to 26 nays (Vote No. 285), Senate tabled the amendment.)

Page 20030

(3) McClure Amendment No. 2788, to require the President to consider the extent to which countries are in compliance with the Helsinki Final Act before granting most-favored-nation trade treatment. (By 67 yeas to 28 nays (Vote No. 286), Senate tabled the amendment.)

Page 20046

(4) Wallop Amendment No. 2789, to delete the Competitiveness Policy Council. (By 62 yeas to 33

nays (Vote No. 287), Senate tabled the amendment.)

Page 20060

Withdrawn:

Humphrey Amendment No. 2791, to prohibit the exportation of any goods or technology from the United States for the benefit or use by the so-called Republic of Afghanistan, or any political party, faction, or regime in Afghanistan sponsored by the Soviet Union.

Page 20074

Enrollment Correction: By 62 yeas to 34 nays (Vote No. 289), Senate agreed to S. Con. Res. 135, to correct the enrollment of H.R. 4848, Omnibus Trade and Competitiveness Act of 1988, after agreeing to the following amendment proposed thereto:

Page 20104

Karnes Amendment No. 2793, to protect the domestic ethanol industry.

Page 20105

Medical Waste Tracking Act: Senate passed S. 2680, to establish a pilot program for the tracking of medical wastes in the States of New York, New Jersey, and Connecticut, after agreeing to the following amendment proposed thereto:

Page 20110

Chafee Amendment No. 2794, of a technical nature.

Page 20118

Federal Land Exchange Facilitation Act, 1987: Senate concurred in the amendment of the House to the Senate amendment to H.R. 1860, to amend the Federal Land Policy and Management Act of 1976 to require the Secretaries of the Interior and of Agriculture to promulgate regulations relating to the exchange of land or land interests.

Page 20195

Nominations—Agreement: A unanimous-consent agreement was reached providing for the consideration of the nomination of John P. LaWare, of Massachusetts, to be a Member of the Board of Governors of the Federal Reserve System, on Thursday, August 4, 1988, with a vote to occur thereon at 9:30 a.m.

Page 20169

Executive Reports of Committees: The Senate received the following executive report from a committee:

Treaty Doc. No. 100-9, International Natural Rubber Agreement, 1987, done at Geneva, March 20, 1987, and signed on behalf of the United States on August 28, 1987. (Ex. Rept. No. 100-22)

Page 20137

Nominations Received: Senate received the following nominations:

Jay C. Waldman, to be United States District Judge for the Eastern District of Pennsylvania.

Clair W. Burgener, of California, to be a Member of the Board for International Broadcasting.

Donald M. Clark, of New York, to be a Member of the National Advisory Council on Educational Research and Improvement.

Page 20197

Messages From the House: **Page 20134**

Measures Read the First Time: **Page 20135**

Communications: **Page 20135**

Statements on Introduced Bills: **Page 20137**

Amendments Submitted: **Page 20147**

Additional Cosponsors: **Page 20146**

Authority for Committees: **Page 20157**

Notices of Hearings: **Page 20157**

Additional Statements: **Page 20157**

Record Votes: Six record votes were taken today. (Total—289)

Pages 20030, 20045, 20050, 20064, 20104, 20110

Adjournment: Senate convened at 9:15 a.m., and adjourned at 8:01 p.m., until 9 a.m. on Thursday, August 4, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 20197.)

Committee Meetings

THRIFT INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings on the thrift industry, focusing on the deterioration of the industry and what should be done to protect depositors, after receiving testimony from Jay Janis, Gibralter Savings, Beverly Hills, California; Richard T. Pratt, Merrill Lynch Mortgage Capital, Inc., New York, New York; and Edwin J. Gray, Chase Federal Bank, Miami, Florida.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following bills favorably reported:

H.R. 900, to protect and enhance the natural, scenic, cultural, and recreational values of certain segments of the New, Gauley, Meadow, and Bluestone Rivers in West Virginia, with an amendment in the nature of a substitute;

S. 2018, to expand the boundaries of the Congaree Swamp National Monument, South Carolina, with an amendment in the nature of a substitute;

S. 2318, authorizing funds for the implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House, with an amendment;

S. 2436, to extend the term of the Sleeping Bear Dunes National Lakeshore Advisory Commission;

H.R. 3431, to provide for the release of a reversionary interest of the United States in a certain parcel of land located in Bay County, Florida;

H.R. 3880, to extend for ten years the authorization for the Upper Delaware Citizens Advisory Council;

H.R. 3960, to authorize the establishment of the Charles Pinckney National Historic Site in South Carolina; and

H.R. 2858, to require investor-owned electric utilities whose rates on FERC-jurisdictional power are found by the Commission to be not just and reasonable to retroactively reduce those rates and to make refunds with interest, with an amendment in the nature of a substitute, and in lieu of S. 1567.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered the following business items favorably reported:

The nominations of Harold G. Christensen, of Utah, to be Deputy Attorney General, Department of Justice, Francis A. Keating, II, of Oklahoma, to be Associate Attorney General, Department of Justice, Edward S.G. Dennis, Jr., of Pennsylvania, to be Assistant Attorney General, Criminal Division, Department of Justice, Herbert J. Hutton, to be U.S. District Judge for the Eastern District of Pennsylvania, Simeon Timothy Lake III, to be U.S. District Judge for the Southern District of Texas, Randall R. Radar, of Virginia, to be a Judge of the U.S. Claims Court, and Stanley J. Glod, of Virginia, to be Chairman of the U.S. Foreign Claims Settlement Commission;

S. 1515, to prohibit injunctive relief, or an award of damages, against the judicial officer for action taken in an official duty capacity, with an amendment.

S. 2349, to amend the Middle Atlantic Interstate Forest Fire Protection Compact to include the State of Ohio; and

S. 438, to modify the application of the antitrust laws to encourage the licensing and other use of certain intellectual property, with an amendment in the nature of a substitute.

LONG TERM CARE INSURANCE

Committee on Labor and Human Resources: Committee concluded hearings to review the need for long-term care insurance, after receiving testimony from Representative Pepper; Paul J. Lanzikos, Massachusetts Office of Elders Affairs, Boston; William G. Weissert, University of North Carolina, Chapel Hill; Arthur Lifson, Equicor, New York, New York, representing the Health Insurance Association of America; Mrs. Albert Develle, Tampa, Florida; William J. Gibbons, Rockville, Maryland; and Estelle Powlovich, Turner Falls, Massachusetts.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered the following measures favorably reported:

S. 182, to establish a single poll closing time in the continental United States for Presidential general elections, with an amendment in the nature of a substitute;

S. 1786, to provide a system of regional Presidential primaries for the nomination of presidential candidates, with an amendment in the nature of a substitute;

S. Res. 454, to increase the limitation of expenditures by the Committee on Environment and Public Works for the procurement of consultants;

An original resolution to provide for the transfer of archival quality video recordings of Senate proceedings to the Librarian of Congress and the Archivist of the United States and to clarify procedures for providing copies to Senators; and

An original resolution to provide that, after setting aside amounts for other Senate offices and for contingencies, one-half of the appropriation for congressional mail costs would be allocated among Senators according to the population of their States.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 5141–5155; and 9 resolutions, H.J. Res. 630 and 631, H. Con. Res. 344–346, and H. Res. 511–514 were introduced.
Page 20331

Bills Reported: Reports were filed as follows:

H.R. 4658, to provide for more effective Coast Guard enforcement of laws relating to drug abuse, amended (H. Rept. 100–814);

H.R. 4850, to amend the Public Health Service Act with respect to research programs relating to acquired immune deficiency syndrome, amended (H. Rept. 100–815);

H.R. 5090, to implement the United States-Canada Free-Trade Agreement (H. Rept. 100–816); and

Conference report on H.R. 4800, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989 (H. Rept. 100–817).
Page 20331

Journal: By a yea-and-nay vote of 276 yeas to 119 nays, Roll No. 252, the House approved the Journal of Tuesday, August 2.
Page 20198

Committees to Sit: Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Thursday, August 4; and

Page 20199

Subcommittee on Water Resources of the Committee on Public Works and Transportation received permission to sit today.

Page 20211

Late Report: Objection was heard to a unanimous-consent request that the Committee on Banking, Finance and Urban Affairs be permitted to have until midnight tonight to file a report on H.R. 5094, Depository Institutions Act of 1988.

Page 20199

Impeachment of Judge Hastings: By a yea-and-nay vote of 413 yeas to 3 nays with 4 voting "present", Roll No. 254, the House agreed to H. Res. 499, impeaching Alcee L. Hastings, Judge of the United States District Court for the Southern District of Florida, for high crimes and misdemeanors.

Page 20206

Agreed to the committee amendment in the nature of a substitute.

Page 20221

Subsequently, the House agreed en bloc to the following three resolutions pertaining to the impeachment:

H. Res. 511, appointing managers on the part of the House in the matter of the impeachment of Alcee L. Hastings, Judge of the United States District Court for the Southern District of Florida;

H. Res. 512, providing that a message be sent to the Senate informing the Senate of the impeachment of Alcee L. Hastings, judge of the United States District Court for the Southern District of Florida; and

H. Res. 513, providing certain authorities to the managers on the part of the House in the matter of the impeachment of Alcee L. Hastings, judge of the United States District Court for the Southern District of Florida.

Page 20223

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4800, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989.

Page 20223

Drought Assistance: House disagreed to the Senate amendment to H.R. 5015, to provide drought assistance to agricultural producers; and agreed to a conference. Appointed as conferees:

From the Committee on Agriculture, for consideration of the House bill, the Senate amendment, and modifications committed to conference: Representatives de la Garza, Jones of Tennessee, Brown of California, Rose, Panetta, Huckaby, Glickman, Stenholm, Volkmer, Madigan, Jeffords, Coleman of Missouri, Marlenee, Hopkins, and Stangeland.

Except that:

For consideration of sections 103 and 104 of the House bill and modifications committed to conference, Representative Staggers is appointed, vice Representative Jones of Tennessee;

For consideration of section 102 of the House bill and section 102 of the Senate amendment, Representative is appointed, vice Representative Brown of California;

For consideration of section 313 of the House bill and section 312 of the Senate amendment, Representative Stallings is appointed, vice Mr. Rose;

For consideration of sections 101 and 303 of the House bill and sections 101 and 303 of the Senate amendment, Representative Nagle is appointed, vice Representative Brown of California;

For consideration of title II and section 311 of the House bill and title II and section 313 of the Senate amendment, Representative Jontz is appointed, vice Representative Brown of California;

For consideration of section 323 of the House bill and section 341 of the Senate amendment, Representative Johnson is appointed, vice Representative Huckaby;

For consideration of title I of the House bill and title I of the Senate amendment, Representative Robert F. Smith is appointed, vice Representative Hopkins;

For consideration of section 102 of the House bill and section 102 of the Senate amendment, Representative Gunderson is appointed, vice Representative Stangeland;

For consideration of sections 203 through 208 of the House bill and sections 203 through 206 of the Senate amendment, Representative Schuette is appointed, vice Representative Jeffords; and

For consideration of sections 301 and 302 of the House bill and sections 301 and 303 of the Senate amendment, Representative Grandy is appointed, vice Representative Jeffords.

From the Committee on Interior and Insular Affairs, as additional conferees for consideration of subtitle B of title IV of the House bill and modifications committed to conference: Representatives Udall, Miller of California, and Pashayan; and

From the Committee on Education and Labor, as additional conferees for consideration of section 347 of the Senate amendment and modifications committed to conference: Representatives Hawkins, Martinez, Williams, Jeffords, and Gunderson.

Page 20223

Omnibus McKinney Homeless Assistance Act: By a recorded vote of 333 ayes to 80 noes, Roll No. 257, the House passed H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless.

Page 20277

Agreed to the amendment in the nature of a substitute made in order by the rule (text of H.R. 5110).

Page 20248

Agreed To:

The Crane amendment that provides grants under the Supportive Housing Demonstration Program for the employment of residents in the operation and maintenance of the housing and the payment of the transportation costs of residents to places of employment;

Page 20266

The de Lugo technical amendment;

Page 20270

The Bartlett amendment that provides that in cases where a borrower defaults on a HUD-insured loan, the lender may receive at least partial HUD insurance benefits on the defaulted loan without first going through foreclosure and conveying the property over to HUD; and

Page 20273

The Saxton amendment that permits the contracting out to private attorneys of judicial foreclosure litigation on properties secured through FmHA section 502 loans.

Page 20275

Rejected the Ridge amendment that sought to combine into one block grant, effective fiscal year 1990, the following three housing assistance grants for the homeless: emergency shelter grants; the Supportive Housing Demonstration Program; and supplemental assistance for facilities to assist the homeless (rejected by a recorded vote of 203 ayes to 215 noes, Roll No. 256).

Page 20251

The Clerk was authorized to correct section numbers, cross references, punctuation, and indentations, and to make any other technical and conforming changes necessary in the engrossment of the bill.

Page 20277

H. Res. 508, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 331 yeas to 81 nays, Roll No. 255.

Page 20225

U.S.-Canada Free-Trade Agreement: It was made in order to consider on Tuesday, August 9, 1988, or any day thereafter, H.R. 5090, implementing the United States-Canada Free-Trade Agreement; and that general debate on the bill be limited to 3 hours.

Page 20278

Presidential Veto—Defense Authorization: Received and read a message from the President wherein he announces his veto of H.R. 4264, National Defense Authorization Act for fiscal year 1989, and explains his reasons therefore—ordered printed (H. Doc. 100–220).

Page 20280

Agreed to the Foley motion to refer the bill and accompanying message to the Committee on Armed Services (agreed to by a yea-and-nay vote of 223 yeas to 162 nays, Roll No. 261). By a recorded vote of 162 ayes to 229 noes, Roll No. 260, rejected the Walker motion to table the Foley motion.

Page 20283

Earlier, agreed to the Foley motion to table the Walker appeal of the ruling of the Chair that a resolution offered by Representative Michel did not represent a question of the privileges of the House (agreed to by a yea-and-nay vote of 234 yeas to 168 nays, Roll No. 258); and

Page 20282

Agreed to the Foley motion to table the Walker motion to postpone consideration of the bill and veto message until Thursday, August 6 (agreed to by a recorded vote of 225 ayes to 158 noes, Roll No. 259).

Page 20283

Civil Liberties Act: House completed 40 minutes of debate on the conference report on H.R. 442, to implement recommendations of the Commission on Wartime Relocation and Internment of Civilians; but came to no resolution thereon. Twenty minutes of debate will remain when consideration of the conference report resumes on Thursday, August 4.

Page 20293

Quorum Calls—Votes: One quorum call, five yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 20198, 20224, 20226, 20266, 20277, 20282, 20283, 20293.

Adjournment: Met at 10 a.m. and adjourned at 11:43 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported the following bills: H.R. 5090, United States–Canada Free-Trade Agreement Implementation Act of 1988; and H.R. 4354, amended, Winding Stair Mountain National Recreation and Wilderness Area Act.

COMPENSATION FOR THE FAMILIES OF VICTIMS IN THE DOWNING OF IRAN FLIGHT 655

Committee on Armed Services: Defense Policy Panel held a hearing to review policy on compensating families of victims in the downing of Iran Flight 655. Testimony was heard from public witnesses.

Hearings continue tomorrow.

CONDITION OF THE FEDERAL DEPOSIT INSURANCE FUNDS

Committee on Banking, Finance and Urban Affairs: Concluded hearings on the Condition of the Federal Deposit Insurance Funds. Testimony was heard from L. William Seidman, Chairman, FDIC.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported the following measures: H. Con. Res. 61, Volunteers and the Importance of Voluntarism; and H.R. 3661, to recognize the service of the former Speaker of the House by means of the Thomas P. O'Neill Jr., Library.

The Committee also began markup of H.R. 3660, Act for Better Child Care Services of 1987.

Will continue tomorrow.

HAZARDOUS WASTE REDUCTION ACT; CONSUMER PRODUCT SAFETY IMPROVEMENT ACT

Committee on Energy and Commerce: Ordered reported, as amended, H.R. 2800, Hazardous Waste Reduction Act.

The Committee also continued markup of H.R. 3343, Consumer Product Safety Improvement Act of 1987.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Energy and Power approved for full Committee action the following bills: H.R. 4140, to require an Office of Investigations within the Nuclear Regulatory Commission; and S. 836, amended to amend the Department of Energy Organization Act to authorize protective force personnel who guard the strategic petroleum reserve or its storage and related facilities to carry firearms while discharging their official duties and in certain instances to make arrests without warrant; to establish the offense of trespass on property of the strategic petroleum reserve.

Prior to this action, the Subcommittee held a hearing on H.R. 4140. Testimony was heard from James M. Taylor, Deputy Executive Director, Operations, NRC; and a public witness.

LEAD CONTAMINATION CONTROL ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the introduction of a clean bill in lieu of H.R. 4939, Lead Contamination Control Act of 1988.

INTERNATIONAL SECURITIES ENFORCEMENT COOPERATION ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 4945, International Securities Enforcement Cooperation Act of 1988. Testimony was heard from David S. Ruder, Chairman, SEC.

SECURITIES EXCHANGE ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on the Financial Guarantees and Section 3(a) of the Securities Exchange Act. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following: H.R. 5090, United States-Canada Free-Trade Agreement Implementation Act of 1988; H.J. Res. 620, amended, expressing the support of the United States for the restoration of full and genuine democracy in Chile and calling upon the Government of Chile to take the steps necessary to assure that the will of the Chilean people is freely, fully, and accurately expressed in the upcoming plebiscite; H.J. Res. 602, amended, in support of the restoration of a free and independent Cambodia and the protection of the Cambodian people from a return to power by the genocidal Khmer Rouge; S. Con. Res. 120, urging the Government of Iran to respect the human rights of members of the Baha'i faith; H. Res. 471, amended, to condemn the use of chemical weapons by Iraq and urge the President to continue applying diplomatic pressure to prevent their further use, and urge the administration to step up efforts to achieve an international ban on chemical weapons; and a resolution in support of a peaceful, negotiated settlement to the Cyprus dispute.

UNITED STATES-CANADA FREE-TRADE AGREEMENT IMPLEMENTATION ACT

Committee on Government Operations: Ordered reported H.R. 5090, United States-Canada Free-Trade Agreement Implementation Act of 1988.

HUD'S PARTICIPATION IN THE MOSCOW TRADE SHOW

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on HUD's Participation in the Moscow Trade Show. Testimony was heard from John H. Luke, Associate Director, Resources, Community and Economic Development Division, GAO; the following officials of the Department of Housing and Urban Development: Paul A. Adams, Inspector General; and C. Duncan MacRae, General Deputy Assistant Secretary, Policy Development and Research; Peter Hale, Director, Office of Western Europe, Department of Commerce; and a public witness.

MISCELLANEOUS MEASURES; DRAFT REPORT

Committee on Government Operations: Subcommittee on Government Activities and Transportation approved for full Committee action the following bills: H.R. 5049, to amend section 603(a) of the Federal Property and Administrative Services Act of 1949 to authorize the expenditure of monies for official reception and representation expenses; H.R. 5052, amended, to amend title 31, of the United States Code to provide for a transfer of control of the General Accounting Office Building and to improve the administration of the General Accounting Office; and H.R. 5104, amended, to improve the efficiency and effectiveness of the management and disposal of Federal real and personal property.

Prior to this action, the Subcommittee held a hearing on these bills. Testimony was heard from the following officials of the GAO: Ira Goldstein, Assistant Comptroller General, Operations; and Nye Stevens, Associate Director, General Government Division; and the following officials of the GSA: Richard Hadsell, Regional Administrator, National Capital Region; Raymond Fontaine, Comptroller; Stan Duda, Director, Property Management Division, Federal Supply Service; and John Neale, Assistant Commissioner, Office of Real Property, Federal Property Resources Service.

The Subcommittee also approved for full Committee action the following draft report: "Towards More Effective and Efficient Auditing of Government Transportation Bills: GSA Oversight."

PRESIDENTIAL DIRECTIVES AND ACCOUNTABILITY ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 5092, Presidential Directives and Accountability Act. Testimony was heard from Representatives Stokes and Hamilton; Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs Division, GAO; and public witnesses.

MISCELLANEOUS MEASURES

Committee on House Administration: Ordered reported the following measures: H. Res. 500, providing amounts from the contingent fund of the House for further expenses of investigations and studies by the Committee on Standards of Official Conduct in the second session of the 100th Congress; H. Res. 476, authorizing the printing of a collection of statements made in tribute to the late Representative John H. Dent; H. Res. 444, amended, authorizing the printing of a collection of statements made in tribute to the late Representative Harold T. "Bizz" Johnson; H.R. 4952, amended, to amend the Federal Election Campaign Act of 1971 to require that all contributions in elections for Federal office be subject to that act; and H. Res. 509, providing amounts from the contingent fund of the House of Representatives for certain expenses of the program known as Understanding Congress: A Bicentennial Research Conference.

The Committee also approved other pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 3593, amended, to amend the Federal Land Policy Management Act to improve the management of Federal lands affected by certain non-Federal projects; H.R. 5090, United States-Canada Free-Trade Agreement Implementation Act of 1988; H.R. 5010, to extend the authorization of the Water Resources Research Act of 1984 through the end of fiscal year 1993; H.R. 4777, amended, to modify the boundary of the Guadalupe Mountains National Park; H.R. 4754, amended, to amend the Pennsylvania Avenue Development Corporation Act of 1972 to authorize appropriations for implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House; and H.R. 4127, amended, American Heritage Trust Act of 1988.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law approved for full Committee action the introduction of clean bills in lieu of the following: H.R. 4330, to provide for a hearing before an administrative law judge respecting the release of certain Mariel Cuban detainees; and H.R. 4349, to amend the Immigration and Nationality Act to limit the period of detention of excludable aliens pending removal in the same manner as such detention is limited for deportable aliens pending deportation.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on the following bills: H.R. 4558, to transfer administration of bridges and causeways over navigable waters from the Secretary of Transportation to the Secretary of the Army; and H.R. 4557, to direct the Secretary of the department in which the Coast Guard is operating to require alerting and locating equipment, including Emergency Position Indicating Radio Beacons (EPIRB), on United States uninspected vessels. Testimony was heard from the following officials of the U.S. Coast Guard, Department of Transportation: RAdm. Robert T. Nelson, Chief, Office of Navigation; Capt. Michael J. Schiro, Deputy Chief of Marine Safety, Security and Environmental Protection; John S. Doyle, Jr., Principal Deputy Assistant Secretary of the Army (Civil Works), Department of Defense; Joseph T. Nall, member, National Transportation Safety Board; and public witnesses.

FEDERAL EMPLOYEES' HEALTH BENEFITS ACT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits approved for full committee action H.R. 5102, to amend the provisions of title 5, United States Code, relating to the health benefits program for Federal employees and certain other individuals.

MARINE PROTECTION, RESEARCH AND SANCTUARIES ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources approved for full Committee action, as amended, H.R. 4338, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to impose special fees on ocean disposal of sewage sludge.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development approved for full Committee action the following bills: H.R. 5132, to amend the Federal Nonnuclear Energy Research and Development Act of 1974 to improve the transfer of technology or devices developed by the Department of Energy National Laboratories, and to improve interagency cooperations between the Department of Energy and other agencies with respect to technology transfer; and H.R. 3048, amended, National Superconductivity and Competitiveness Act of 1987.

UNITED STATES-CANADA FREE-TRADE AGREEMENT IMPLEMENTATION ACT

Committee on Ways and Means: Ordered reported H.R. 5090, United States-Canada Free-Trade Agreement Implementation Act of 1987.

Joint Meetings

VIDEO AND LIBRARY PRIVACY PROTECTION ACT

Joint Hearing: Senate Committee on the Judiciary's Subcommittee on Technology and the Law concluded joint hearings with the House Committee on the Judiciary's Subcommittee on Courts, Civil Liberties and the Administration of Justice on S. 2361 and H.R. 4947, to preserve personal privacy with respect to the rental, purchase, or delivery of video tapes or similar audio visual materials and the use of library materials or services, after receiving testimony from Representatives McCandless; Judith Krug, American Liberty Association, Janlori Goldman, American Civil Liberties Union, and Richard A. Barton, Direct Marketing Association, all of Washington, D.C.; and Vans Stevenson, Erol's Inc. Springfield, Virginia.

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4775, appropriating funds for fiscal year 1989 for the Department of the Treasury, U.S. Postal Service, Executive Office of the President, and certain independent agencies, but did not complete action thereon, and recessed subject to call.

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Thursday, August 4, 1988

Senate

Chamber Action

Routine Proceedings, pages 20523–20622

Measures Introduced: Four bills and two resolutions were introduced, as follows: S. 2682–2685, S.J. Res. 359, and S. Con. Res. 136.

Page 20589

Measures Reported: Reports were made as follows:

Report to accompany H.R. 5026, making dire emergency supplemental appropriations for the fiscal year ending September 30, 1988, and for other purposes. (S. Rept. No. 100–448)

Page 20589

Measures Passed:

On Wednesday, August 3:

Agriculture Credit—Technical Corrections: Senate passed H.R. 3980, to make technical corrections to agricultural credit laws.

Page 20174

Passed Today:

National Telecommunications and Information Administration Authorizations: Senate passed H.R. 2472, to provide authorization of appropriations for activities of the National Telecommunications and Information Administration, after striking all after the enacting clause and inserting in lieu thereof the text of S. 828, Senate companion measure, after agreeing to a committee amendment thereto and Byrd (for Inouye) amendment No. 2806, in the nature of a substitute.

Page 20617

S. 828, companion measure, was indefinitely postponed.

Page 20619

Dire Emergency Supplemental Appropriations, 1988: Senate began consideration of H.R. 5026, to make dire emergency supplemental appropriations for the fiscal year ending September 30, 1988, agreeing to committee amendments and taking action on amendments proposed thereto, as follows:

Adopted: **Page 20536**

(1) Cranston Amendment No. 2796, to provide funding to meet expenditures required by law for the fiscal year 1988 Veterans' Administration compensation cost-of-living adjustment for the implementation of veterans' health-care entitlements enacted in Public Law 100-322. (By 89 yeas to 5 nays (Vote No. 291), Senate earlier agreed to a motion to waive the Budget Act with respect to consideration of the amendment.)

Page 20540

(2) Johnston Amendment No. 2798, of a technical and clarifying nature.

Page 20544

(3) Garn Amendment No. 2801, to provide permissive authority for NASA to transfer additional sums to its personnel and operating expense account from other operational accounts, up to $19.6 million to address critical space shuttle recovery requirements and meet safety and quality assurance goals of the agency mandated by the Rogers Commission.

Page 20549

(4) Garn Amendment No. 2802, to express the sense of the Congress that it should and hereby does affirm that all promissory notes issued by the Federal Savings and Loan Insurance Corporation are backed by the full faith and credit of the United States; and that the Federal Home Loan Bank Board should immediately adopt and enforce a program for prohibiting any new loans or investments on the part of the insolvent institutions (as measured by generally accepted accounting principles) whose deposits are insured by the Federal Savings and Loan Insurance Corporation.

Page 20551

(5) By 91 yeas to 1 nay (Vote No. 292), Warner Amendment No. 2804, to express the sense of the Senate that the Congress should expeditiously pass legislation authorizing a pay raise for all members of the uniformed services effective on January 1, 1989, which would increase the rates of pay by 4.1 percent for basic pay and for basic allowance for subsistence and by 7.0 percent for basic allowance for quarters.

Page 20556

(6) Conrad Amendment No. 2805, to provide that the 30-day notice period for the review of the sale of the Great Plains gasification plant by Congress shall not commence earlier than August 25, 1988.

Page 20559

Withdrawn:

Lautenberg Amendment No. 2803, to provide that funds be made available for Soviet and other Eastern European refugees under the U.S. Emergency Migration and Refugee Assistance Fund.

Page 20552

Department of Defense Appropriations, 1989: By unanimous vote of 93 yeas (Vote No. 293), Senate agreed to a motion to proceed to the consideration of H.R. 4781, to make appropriations for the Department of Defense for the fiscal year ending September 30, 1989, with committee amendments thereto.

Pages 20566, 20622

Right of Reversion on Certain Federal Lands: Senate concurred in the amendment of the House to S. 892, to remove the right of reversion to the United States in lands owned by the Shriners Hospitals for Crippled Children on lands formerly owned by the United States in Salt Lake County, Utah.

Page 20616

Inspector General Act Amendments: Senate disagreed to the amendments of the House to S. 908, to amend the Inspector General Act of 1978, to establish Offices of Inspector General in specified departments and agencies, requested a conference with the House thereon, and appointed as conferees Senators Glenn, Chiles, Sasser, Pryor, Roth, Stevens, and Heinz, and for the purposes of the Nuclear Regulatory provisions only, Senators Breaux and Simpson.

Page 20619

Nuclear Regulation Reorganization and Reform Act of 1988—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 2443, to reorganize the functions of the Nuclear Regulatory Commission, to promote more effective regulation of atomic energy for peaceful purposes.

Page 20615

Nominations Confirmed: Senate confirmed the following nominations:

By 90 yeas to 3 nays (Vote No. 290), the nomination of John P. LaWare, of Massachusetts, to be a Member of the Board of Governors of the Federal Reserve System.

Pages 20531, 20622

Messages From the House: **Page 20588**

Measures Referred: **Page 20588**

Measures Ordered Placed on Calendar: **Page 20589**

Communications: **Page 20589**

Statements on Introduced Bills: **Page 20589**

Amendments Submitted: **Page 20593**

Additional Cosponsors: **Page 20592**

Authority for Committees: **Page 20595**

Notices of Hearings: **Page 20595**

Additional Statements: **Page 20596**

Record Votes: Four record votes were taken today. (Total—293) **Pages 20533, 20543, 20557, 20571**

Adjournment: Senate convened at 9 a.m., and adjourned at 8:26 p.m., until 8:30 a.m., on Friday, August 5, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 20622.)

Committee Meetings

DEFENSE ACQUISITION PROCESS

Committee on Armed Services: Committee resumed hearings on the defense acquisition process, focusing on organization and management issues, receiving testimony from J. Ronald Fox, Harvard Business School, Cambridge, Massachusetts; Lawrence J. Korb, The Brookings Institution, Washington, DC; and Richard A. Stubbing, Duke University, Durham, North Carolina.

Hearings were recessed subject to call.

INTERNATIONAL DEBT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy resumed hearings on new directions for dealing with the International debt problem, focusing on the indebted countries of Latin America and the Caribbean, receiving testimony from Rodney B. Wagner, Morgan Guaranty Trust Co., Peter Rona, IBJ-Schroder Bank and Trust Co., and Shaficqul Islam, Council on Foreign Relations, all of New York, New York; Peter Nicholson, Bank of Nova Scotia, Toronto, Canada; Albert Fishlow, University of California at Berkeley, Berkeley, California; and Rudiger Dornbusch, Massachusetts Institute of Technology, Cambridge.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following bills favorably reported:

H.R. 2772, to provide for the planning and construction of the West River Rural Water System, the Lyman-Jones Water System, and the Oglala Sioux Rural Water System, with amendments, and in lieu of S. 1416;

H.R. 4267, to authorize additional appropriations for the WEB Rural Water Development Project in South Dakota, with an amendment, and in lieu of S. 2257;

S. 2102, to prohibit the construction of any dam on specified segments of the Salmon River and Snake River in Idaho, with amendments;

S. 2108, to authorize the preparation of a Reclamation Groundwater Management and Technical Assistance Study for the Congress, with an amendment; and

S. 1415, to facilitate and implement the settlement of Colorado Ute Indian reserve water rights claims in southwest Colorado, with amendments.

Also, the committee began consideration of S. 1272, to withdraw certain public lands in the State of New Mexico and reserve these lands for the construction, operation, repair and maintenance, and other authorized activities associated with the mission of the Waste Isolation Pilot Plant (WIIP), to authorize the acquisition of certain non-federal lands, and assign land management responsibilities to the Department of Energy, but did not complete action thereon.

ARIZONA LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 2352, to provide for the transfer of certain lands in the State of Arizona to resolve land disputes and resource conflicts, after receiving testimony from Senators DeConcini and McCain; Representative Kolbe; Roland Robison, Deputy Director, and D. Dean Bibles, State Director, both of the Bureau of Land Management, and Michael Spear, Southwest Regional Director, Albuquerque, New Mexico, U.S. Fish and Wildlife Service, all of the Department of the Interior; George M. Leonard, Associate Chief, Forest Service, Department of Agriculture; Jean Hassel, Arizona State Land Department, Courtland Newson, Arizona State Parks, and Charles Babbitt, Maricopa Audubon Society, all of Phoenix, Arizona; Brock Evans, National Audubon, Lynn Greenwalt, National Wildlife Federation, and Bill Reffalt, Wilderness Society, all of Washington, DC; Cary Meister, Arizona Wilderness Coalition, Yuma, Arizona; Dale Turner, Sierra Club (Grand Canyon Chapter), Tucson, Arizona; and Ray Housley, Society of Range Management, Falls Church, Virginia.

HAZARDOUS WASTE LAWS

Committee on Environment and Public Works: Subcommittee on Superfund and Environmental Oversight concluded oversight hearings on Federal facility compliance with hazardous waste laws, after receiving testimony from Senator Adams; J. Winston Porter, Assistant Administrator, Office of Solid Waste and Emergency Response, Chris Grundler, Director, Federal Facility Hazardous Waste Compliance Office, and Lisa Friedman, Associate General Counsel, all of the Environmental Protection Agency; William E. Parker III, Deputy Assistant Secretary of Defense for Environment; Ernest C.

Baynard III, Assistant Secretary of Energy for Environment, Safety and Health; Thomas P. Looby, Colorado Department of Health, Denver, representing the National Governors Association; Cynthia V. Bailey, Virginia Department of Waste Management, Richmond; Thomas J. Germine, representing the Picatinny Cleanup Citizens Committee, Picatinny Arsenal, New Jersey; and Dan W. Reicher, Natural Resources Defense Council, Washington, DC.

NOMINATIONS

Committee on Finance: Subcommittee on International Trade concluded hearings on the nominations of Don E. Newquist, of Texas, and Ronald A. Cass, of Massachusetts, each to be a Member of the United States International Trade Commission, and Salvatore R. Martoche, of New York, to be Assistant Secretary of the Treasury for Enforcement, after the nominees testified and answered questions in their own behalf.

GANDHI MEMORIAL

Committee on Rules and Administration: Committee concluded hearings on S. 1766, to authorize the Indian American Forum for Political Education to establish a memorial to Mahatma Gandhi in the District of Columbia, after receiving testimony from Senator Sarbanes; and Achamma Chandersekaran, Indian American Forum for Political Education, Washington, DC.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 5156–5172; 1 private bill, H.R. 5173; and 6 resolutions, H.J. Res. 632 and 633 and H. Con. Res. 347–350 were introduced.

Page 20521

Bills Reported: Reports were filed as follows:

H. Res. 500, providing amounts from the contingent fund of the House for further expenses of investigations and studies by the Committee on Standards of Official Conduct in the second session of the One Hundredth Congress (H. Rept. 100–818);

H.R. 4904, to establish a program of grants to States to promote the provision of technology-related assistance to individuals with disabilities, amended (H. Rept. 100–819);

H.R. 4986, to amend the Higher Education Act of 1965 to reduce the default rate on student loans under that Act, amended (H. Rept. 100–820);

H.R. 4843, to authorize the Secretary of Health and Human Services to make grants for demonstration projects for foster care and residential care of infants and young children abandoned in hospitals (H. Rept. 100–821);

H.R. 5094, to strengthen the competitiveness and protect the safety and soundness of depository institutions, to provide additional benefits to and protections for consumers of financial services, and to strengthen the enforcement authority of depository institutions regulatory agencies, amended (H. Rept. 100–822).

Page 20521

Journal: By a yea-and-nay vote of 249 yeas to 145 nays, Roll No. 262, the House approved the Journal of Wednesday, August 3.

Page 20364

Defense Authorization: Agreed to the Foley motion to table the Walker motion to discharge H.R. 4264, National Defense Authorization Act for fiscal year 1989, from the Committee on Armed Services (rejected by a recorded vote of 241 ayes to 164 noes, Roll No. 263).

Page 20365

Strike Prohibition: House passed and cleared for the President, S.J. Res. 356, to provide for the extension of a temporary prohibition of strikes or lockout with respect to the Chicago and Northeastern Transportation Company labor-management dispute.

Page 20366

Civil Liberties Act: By a yea-and-nay vote of 257 yeas to 156 nays, Roll No. 264, the House agreed to the conference report on H.R. 442, to implement recommendations of the Commission on Wartime Relocation and Internment of Civilians—clearing the measure for the President.

Page 20370

Late Reports: Committee on the Judiciary received permission to have until midnight Friday, August 5, to file reports on H.R. 1149, to amend the Foreign Sovereign Immunities Act with respect to admiralty jurisdiction; and H.R. 3763, to amend title 28, United States Code, relating to foreign sovereign immunity, with respect to certain activities of foreign governments;

Page 20378

Committee on Government Operations received permission to have until midnight Saturday, August 6, to file three legislative reports; and

Page 20382

Committee on Banking, Finance and Urban Affairs received permission to have until midnight tonight to file reports on H.R. 5094, to strengthen the competitiveness and protect the safety and soundness of depository institutions, to provide additional benefits to and protections for consumers of financial services, and to strengthen the enforcement authority of depository institutions regulatory agencies; and until midnight on Friday, August 5 to file a report on H.R. 5090, to implement the United States-Canada Free-Trade Agreement.

Page 20382

Miscellaneous Revenue Act: By a yea-and-nay vote of 380 yeas to 25 nays, Roll No. 266, the House passed H.R. 4333, to make technical corrections relating to the Tax Reform Act of 1986.

Page 20382

Agreed to the committee amendment in the nature of a substitute.

Page 20501

H. Res. 507, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 288 yeas to 123 nays, Roll No. 265.

Page 20379

Endangered Species Act Authorization: House disagreed to the Senate amendment to H.R. 1467, to authorize appropriations to carry out the Endangered Species Act of 1973 during fiscal years 1988, 1989, 1990, 1991, and 1992; and agreed to a conference. Appointed as conferees: Representatives Jones of North Carolina, Studds, Lowry of Washington, Tauzin, Ortiz, Davis of Michigan, Young of Alaska, and Fields.

Page 20502

Late Reports: Committee on Public Works and Transportation received permission to have until 5 p.m. Friday, August 5, to file reports on H.R. 4526, to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park; and H.R. 4338, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to impose special fees on the ocean disposal of sewage sludge;

Page 20502

Committee on Merchant Marine and Fisheries received permission to have until 5 p.m. on Friday, August 5, to file reports on H.R. 2999, to prohibit importation or exportation and certain other transactions involving elephant products; and H.R. 5141, to delay temporarily certain regulations relating to sea turtle conservation; and

Page 20503

Committee on Energy and Commerce received permission to have until 5 p.m. on Friday, August 5, to file a report on H.R. 4118, to amend and extend the authorization of appropriations for public broadcasting.

Page 20503

Designation of Speaker Pro Tempore: Read and accepted a letter from the Speaker wherein he designates Representative Mineta to act as Speaker pro tempore to sign enrolled bills and joint resolutions through Friday, August 5.

Page 20503

Late Reports: Committee on Agriculture received permission to have until 5 p.m. on Friday, August 5, to file a report on H.R. 4060, to provide hunger relief;

Page 20506

Committee on Energy and Commerce received permission to have until 5 p.m. on Friday, August 5, to file a report on H.R. 5090, to implement the United States-Canada Free-Trade Agreement; and

Page 20508

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 20520

Quorum Calls—Votes: Four yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 20364, 20365, 20377, 20381, 20502. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 3:41 p.m.

Committee Meetings

COMPENSATION FOR THE FAMILIES OF VICTIMS IN THE DOWNING OF IRAN FLIGHT 655

Committee on Armed Services: Defense Policy Panel concluded hearings to review policy on compensating families of victims in the downing of Iran Flight 655. Testimony was heard from Abraham D. Sofaer, Legal Advisor, Department of State; the following officials of the Department of Defense: John H. McNeil, Assistant General Counsel (International and Intelligence); and Edward W. Gnehm, Deputy Assistant Secretary ISA, Near Eastern and South Asian Affairs.

COST-VARIATION REPORTS; REAL ESTATE ACQUISITION REPORTS

Committee on Armed Services: Subcommittee on Military Installations and Facilities approved 7 cost-variation reports and 2 real estate acquisition reports.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from the following officials of the Department of Defense: David S. Miquelon, Acting Deputy Director, Resource Management, Defense Communications Agency; William A. Quade, Deputy Assistant for Construction, Naval Facilities Engineering Command; Larry O. Kelley, Deputy Assistant Secretary of the Army for Housing and Engineering; William Birney, Acting Chief, Legislative Services Office, Directorate of Real Estate, U.S. Army Corps of Engineers; J.B. Cole, Deputy Director for Construction, Directorate of Engineering and Services, Department of the Air Force; and Col. Walker M. Williams, III, Chief, Programs and Resources Division, Air Force Reserve.

UNITED STATES-CANADA FREE-TRADE AGREEMENT IMPLEMENTATION ACT

Committee on Banking, Finance and Urban Affairs: Ordered reported H.R. 5090, United States-Canada Free-Trade Agreement Implementation Act of 1988.

ACT FOR BETTER CHILD CARE SERVICES

Committee on Education and Labor: Continued markup of H.R. 3660, Act for Better Child Care Services of 1987.

Will continue August 10.

CONSUMER PRODUCT SAFETY IMPROVEMENT ACT

Committee on Energy and Commerce: Continued markup of H.R. 3343, Consumer Product Safety Improvement Act of 1987.

Will continue August 9.

PROCEDURES AND REMEDIES FOR THE PREVENTION OF INSIDER TRADING

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action, as amended, H.R. 5133, to improve the procedures and remedies for the prevention of insider trading.

WAR POWERS: ORIGINS AND PURPOSES

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science held a hearing on War Powers: Origins and Purposes. Testimony was heard from former Senator Charles McC. Mathias of Maryland; former Representative Paul Findley of Illinois; and public witnesses.

DEVELOPMENTS IN EUROPE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Developments in Europe. Testimony was heard from Rozanne L. Ridgway, Assistant Secretary, Bureau of European and Canadian Affairs, Department of State.

DEVELOPMENT POLICY IN THE CARIBBEAN

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs, Subcommittee on Human Rights and International Organizations and the Subcommittee on International Economic Policy and Trade held a joint hearing on Development Policy In The Caribbean, Part II, including H.R. 4943, Caribbean Regional Development Act of 1988. Testimony was heard from public witnesses.

Hearings continue August 9.

DRAFT REPORT; COMMITTEE BUSINESS

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations approved for full Committee action the following draft report: "Investigation of Disability Compensation Program of the Veterans' Administration."

The Subcommittee also approved the issuance of a subpoena to the Department of Health and Human Services for certain documents.

INSPECTORS GENERAL: A 10-YEAR REVIEW

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Inspectors General: A 10-Year Review. Testimony was heard from Frederick D. Wolf, Director, Accounting and Financial Management Division, GAO; Joseph R. Wright, Jr., Deputy Director, OMB; Floyd I. Clarke, Assistant Director (Criminal Investigation Division), FBI, Department of Justice; June Gibbs Brown, Inspector General, Department of Defense; Richard P. Kusserow, Inspector General, Department of Health and Human Services; James B. Thomas, Jr., Inspector General, Department of Education; John W. Melchner, Inspector General, Department of Transportation; and John C. Martin, Inspector General, EPA.

COQUILLE RESTORATION ACT

Committee on Interior and Insular Affairs: Held a hearing on H.R. 4787, Coquille Restoration Act. Testimony was heard from Hazel Elbert, Deputy Assistant Secretary, Indian Affairs (Tribal Services), Bureau of Indian Affairs, Department of the Interior; and public witnesses.

NATIONAL PARK OF SAMOA

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 4818, to establish the National Park of Samoa. Testimony was heard from Denis Galvin, Deputy Director, National Park Service, Department of the Interior; A.P. Lutali, Governor, American Samoa; and public witnesses.

COMMISSION ON WAR REPARATIONS FOR GUAM ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 3191, "Commission on War Reparations for Guam Act". Testimony was heard from Delegate Blaz; Brent O. Hatch, Deputy Assistant Attorney General, Civil Division, Department of Justice; George Bamba, Edward R. Duenas and Ted S. Nelson, all members of the Legislature of Guam.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice held an oversight hearing on Legal Services Corporation. Testimony was heard from the following members of the Board of Directors, Legal Services Corporation: W. Clark Durant, III, Chair; Basile J. Uddo; and Michael B. Wallace.

HEALTH WASTE ANTI-DUMPING ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 5130, Health Waste Anti-Dumping Act of 1988. Testimony was heard from Representative Saxton; Bill Muszynski, Deputy Administrator, New York and New Jersey Region, EPA; and Cary Edwards, Attorney General, State of New Jersey.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following bills: H.R. 3105, amended, to revise, consolidate, and enact certain laws related to maritime commercial instruments and liens and public vessels and goods as chapters 113 and 115 of title 46, United States Code, "Shipping"; H.R. 2999, amended, to prohibit the importation or exportation and certain other transactions involving elephant products; H.R. 4883, amended, Massachusetts Bay Protection Act of 1988; H.R. 5117, to require that plastic ring carrier devices be degradable; and legislation to delay implementation of Turtle Excluder Device Regulations; and H.R. 5141, to delay temporarily certain regulations relating to sea turtle conservation.

MISCELLANEOUS MEASURES; PROSPECTUSES

Committee on Public Works and Transportation: Ordered reported the following bills: H.R. 4188, amended, to designate the building located at 445 Broadway in Albany, NY, as the "James T. Foley United States Post Office and Courthouse"; H.R. 5007, to designate the United States Courthouse at 620 Southwest Main Street, Portland, Oregon, as the "Gus J. Solomon United States Courthouse"; S. 1827, amended, to designate the Federal Building located at 330 Booth Street in Reno, Nevada, as the "C. Clifton Young Federal Building"; S. 1934, amended, Judiciary Office Building Development Act; H.R. 4338, amended, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to impose special fees on ocean disposal of sewage sludge; and H.R. 4526, to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park.

The Committee also approved 2 11(b) resolutions; 4 repair and alteration prospectuses; and 20 lease prospectuses.

STEEL RESEARCH AND MARKETS OF THE FUTURE

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on Steel Research and Markets of the Future. Testimony was heard from public witnesses.

FRANCHISING

Committee on Small Business: Subcommittee on Antitrust, Impact of Deregulation and Privatization held a hearing on a method of marketing products and services referred to as franchising. Testimony was heard from Andrew Kosteck, Franchise Specialist; Department of Commerce.

LONG-TERM HEALTH CARE

Committee on Ways and Means: Subcommittee on Health concluded hearings on long-term health care, with emphasis on the need for long-term health insurance. Testimony was heard from public witnesses.

HUNGER EMERGENCY ASSISTANCE AND RELIEF TRUST ACT

Select Committee on Hunger and the Subcommittee on Select Revenue Measures of the Committee on Ways and Means held a joint hearing to examine the potential impact of H.R. 81, Hunger Emergency Assistance and Relief Trust Act of 1987, on private contributions for programs involved in efforts to alleviate hunger. Testimony was heard from Representative Carr; William Paul, Acting Deputy Tax Legislative Counsel, Department of the Treasury; and public witnesses.

Joint Meeting

DROUGHT ASSISTANCE

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 5015, to provide drought assistance to agricultural producers, but did not complete action thereon.

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Friday, August 5, 1988

Senate

Chamber Action

Routine Proceedings, pages 20650–20754

Measures Introduced: Eleven bills and one resolution were introduced, as follows: S. 2686–2696, and S. Res. 455.

Page 20709

Measures Reported: Reports were made as follows:

S. 2018, to expand the boundaries of the Congaree Swamp National Monument, to designate wilderness therein, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–449)

H.R. 1939, to provide for continuing interpretation of the Constitution in appropriate units of the National Park System by the Secretary of the Interior, and for other purposes, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–450)

H.R. 3431, to release a reversionary interest of the United States in a certain parcel of land located in Bay County, Florida. (S. Rept. No. 100–451)

H.R. 3880, to extend the authorization for the Upper Delaware Citizens Advisory Council for an additional 10 years. (S. Rept. No. 100–452)

H.R. 3960, to authorize the establishment of the Charles Pinckney National Historic Site in the State of South Carolina, and for other purposes. (S. Rept. No. 100–453)

S. 2393, to amend the Protection and Advocacy for Mentally Ill Individuals Act of 1986, to authorize such Act, and for other purposes, with amendments. (S. Rept. No. 100–454)

S. 2337, to amend the United States Grain Standards Act to extend through September 30, 1993, the authority contained in section 155 of the Omnibus Budget Reconciliation Act of 1981 and Public Law 98–469 to charge and collect inspection and weighing fees, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–455)

S. 2653, to establish a National Commission on the Thrift Industry, with amendments. (S. Rept. No. 100–456)

S. 1294, to promote the development of technologies which will enable fuel cells to use alternative fuel sources, with amendments. (S. Rept. No. 100–457)

S. 1295, to develop a national policy for the utilization to fuel cell technology, with an amendment. (S. Rept. No. 100–458)

Page 20708

Measures Passed:

Central America Economic Development and Recovery Program: By 92 yeas to 3 nays (Vote No. 294), Senate agreed to S. Con. Res. 63, to express the sense of the Congress regarding the formulation and implementation of a regional economic development and recovery program for Central America, after agreeing to an amendment proposed thereto, as follows:

Page 20660

Sanford Amendment No. 2807, to add the country of Belize.

Page 20658

Intelligence Authorizations, 1989: Senate passed H.R. 4387, to authorize appropriations for fiscal year 1989 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, for the Central Intelligence Agency Retirement and Disability System, and for other purposes, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2366, Senate companion measure, after agreeing to a Stevens (for Dole) Amendment No. 2814, to improve protection for personnel assigned to military intelligence collection.

Page 20747

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Boren, Bentsen, Nunn, Hollings, Bradley, Cranston, DeConcini, Metzenbaum, Cohen, Roth, Hatch, Murkowski, Specter, Hecht, and Warner, and for matters within the jurisdiction of the Committee on Armed Services: Senators Exon and Thurmond.

Page 20753

S. 2366 was indefinitely postponed.

Page 20753

Department of Defense Appropriations, 1989: Senate continued consideration of H.R. 4781, to make appropriations for the Department of Defense for the fiscal year ending September 30, 1989, agreeing to committee amendments (with exceptions) and taking action on amendments proposed thereto, as follows:

Pages 20667, 20701

Adopted:

(1) Bradley Amendment No. 2808, to strike section 8119, prohibiting transfer of the AEGIS weapon system to Japan. (By 20 yeas to 75 nays (Vote No. 295), Senate earlier failed to table the amendment.)

Page 20668

(2) Warner Amendment No. 2812, to express the sense of the Senate that the Congress should expeditiously pass legislation authorizing a pay raise for all members of the uniformed services effective on January 1, 1989, which would increase the rates of pay by 4.1 percent for basic pay and for basic allowance for subsistence and by 7.0 percent for basic allowance for quarters.

Page 20693

Rejected:

Wallop Amendment No. 2809, to provide an additional $500,000,000 for the Strategic Defense Initiative research and development program. (By 50 yeas to 44 nays (Vote No. 296), Senate tabled the amendment.)

Page 20679

Withdrawn:

Johnston Amendment No. 2810, to provide for the reallocation of certain funding levels within the bill.

Page 20687

Pending:

Byrd Amendment No. 2813, to extend humanitarian assistance to the Nicaraguan Resistance, to require a report on diplomatic efforts to resolve the Central American armed conflict, and to provide procedures for Congress to consider legislation made necessary by an emergency in Nicaragua occurring before the adjournment of Congress.

Page 20706

Senate will continue consideration of the bill and amendments proposed thereto, on Monday, August 8, 1988.

Price-Anderson Amendments Act: Senate receded from its amendments numbered 1 thru 15 to H.R. 1414, to amend the Price-Anderson provisions of the Atomic Energy Act of 1954, to extend and improve the procedures for liability and indemnification for nuclear incidents.

Senate concurred in the amendment of the House to Senate amendment numbered 16.

Page 20660

Preventive Health Block Grants: Senate disagreed to the amendments of the House to S. 1579, to amend the Public Health Service Act to revise and extend the block grant program, requested a conference with the House thereon, and appointed as conferees Senators Kennedy, Pell, Adams, Hatch, and Quayle.

Page 20753

Drought Assistance—Agreement: A unanimous-consent agreement was reached providing that when the Senate considers the conference report on H.R. 5015, to provide drought assistance to agricultural producers, the bill be considered under a two-hour time limitation.

Page 20747

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Convention with the Republic of Indonesia on Taxation (Treaty Doc. No. 100-22). The treaty was transmitted to the Senate today, considered as having been read the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 20754

Messages From the President: Senate received the following message from the President of the United States:

Transmitting the Twenty-third Annual Report of the Department of Housing and Urban Development, which covers calendar year 1987; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM-150)

Page 20707

Transmitting a proposed plan to advance the national and international response to the public health threat caused by the Human Immunodeficiency Virus (HIV) infection and the AIDS epidemic; which was referred to the Committee on Labor and Human Resources. (PM-151)

Page 20708

Nominations Received: Senate received the following nominations:

John D. Davenport, of Oklahoma, to be a Member of the Federal Retirement Thrift Investment Board.

Sam E. Angel, of Arkansas, to be a Member of the Mississippi River Commission.

Edwin J. Feulner, Jr., of Virginia, to be a Member of the United States Advisory Commission on Public Diplomacy.

1 Air Force nomination in the rank of general.

33 Army nominations in the rank of general.

Routine lists of Air Force and Army nominations.

Page 20755

Messages From the President: Page 20708

Messages From the House: Page 20708

Petitions and Memorials: Page 20708

Statements on Introduced Bills: Page 20709

Amendments Submitted: Page 20735

Additional Cosponsors: Page 20724

Authority for Committees: Page 20738

Notices of Hearings: Page 20738

Additional Statements: Page 20738

Record Votes: Three record votes were taken today. (Total—296)

Pages 20660, 20679, 20686

Recess: Senate convened at 8:30 a.m., and recessed at 6:50 p.m., until 10 a.m., on Monday, August 8, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 20754.)

Committee Meetings

WAR POWERS

Committee on Foreign Relations: Special Subcommittee on War Powers resumed hearings to review the War Powers Resolution of 1973 (P.L. 93-148), receiving testimony from Representative Crane; and former Senator John G. Tower.

Hearings continue on Wednesday, September 7.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Richard L. Thornburgh, of Pennsylvania, to be Attorney General, Department of Justice, after the nominee, who was introduced by Senators Heinz and Specter, and Representative Clinger, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, August 8.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 4554, amended, to remove certain restrictions on land acquisitions for Antietam National Battlefield; H.R. 4642, to provide for the reinstatement of the canceled entry of William A. Wright to certain lands in Lamar County, Alabama; and H.R. 5059, to quiet title and possession with respect to a certain private land claim in Sumter County, Alabama.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Byron and Harris; the following officials of the Department of the Interior: Roland G. Robison, Deputy Director, Bureau of Land Management; and Denis P. Galvin, Deputy Director, National Park Service; and public witnesses.

Joint Meetings

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to review the employment/unemployment statistics for July, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

DROUGHT ASSISTANCE

Conferees, on Thursday, August 4, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5015, to provide drought assistance to agricultural producers.

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Monday, August 8, 1988

Senate

Chamber Action

Routine Proceedings, pages 20757–20871

Measures Introduced: One bill and two resolutions were introduced, as follows: S. 2697, and S.J. Res. 360–361.

Page 20842

Measures Reported: Reports were made as follows:

S. 1523, to amend Chapter 96 of title 18, United States Code, with an amendment in the nature of a substitute. (S. Rept. No. 100–459)

S. 2283, to require the Secretary of the Treasury to mint and issue five-dollar coins in commemoration of the 100th anniversary of the statehood of Idaho, Montana, North Dakota, South Dakota, Washington, and Wyoming, with an amendment in the nature of a substitute. (S. Rept. No. 100–460)

S. 2544, to amend the federal securities laws in order to facilitate cooperation between the United States and foreign countries in securities law enforcement, with an amendment in the nature of a substitute. (S. Rept. No. 100–461)

S. 2318, to amend the Pennsylvania Avenue Development Corporation Act of 1972, to authorize appropriations for implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House, and for other purposes, with an amendment. (S. Rept. No. 100–462)

H.R. 4318, to improve the administration of the personnel systems of the General Accounting Office. (S. Rept. No. 100–463)

Page 20842

Measures Passed:

Navajo-Hopi Relocation Program: Senate passed S. 1236, to reauthorize housing relocation under the Navajo-Hopi Relocation Program, after agreeing to a committee amendment in the nature of a substitute.

Page 20868

National Senior Citizens Day: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 138, to authorize and request the President to issue annually a proclamation designating the third Sunday of August of each year as "National Senior Citizens, Day," and the joint resolution was then passed.

Page 20871

National Drive for Life Weekend: The Committee on the Judiciary was discharged from the further consideration of S.J. Res. 350, to designate Labor Day weekend, September 3–5, 1988, as "National Drive for Life Weekend," and the joint resolution was then passed.

Page 20870

Nuclear Regulatory Commission Authorization Act, 1988–89: By 89 yeas to 6 nays (Vote No. 299), Senate passed H.R. 1315, to authorize funds for the Nuclear Regulatory Commission for fiscal years 1988 and 1989, after striking all after the enacting clause

and inserting in lieu thereof the text of S. 2443, Senate companion measure, after taking action on amendments proposed thereto, as follows:
Page 20786

Adopted:

(1) Breaux Amendment No. 2815, in the nature of a substitute.
Page 20787

(2) McClure Amendment No. 2816, to improve the licensing procedure for standardized plant designs.
Page 20809

(3) By 78 yeas to 17 nays (Vote No. 298), Ford-Domenici Amendment No. 2817, to provide for uranium revitalization, tailings reclamation and enrichment.
Page 20812

S. 2443, companion measure, was indefinitely postponed.
Page 20870

Department of Defense Appropriations, 1989: Senate resumed consideration of H.R. 4781, to make appropriations for the Department of Defense for the fiscal year ending September 30, 1989, taking action on further amendments proposed thereto, as follows:
Page 20829

Adopted:

(1) Stevens Amendment No. 2818, to grant authority to the Department of Defense to offer administrative leave in lieu of cash awards to civilian employees participating in productivity-based incentive award programs.
Page 20831

(2) Stevens Amendment No. 2819, to specify that the public announcement of projects, programs, or grants that are in whole or in part funded by the Federal Government identify the portion of Federal funds involved.
Page 20831

(3) Pryor Amendment No. 2820, to reduce certain funding for consulting services within the Department of Defense.
Page 20832

(4) Stevens Amendment No. 2821 (to Amendment No. 2820), of a perfecting nature, to provide funds made available are to fully support the congressionally directed 4 percent civilian pay raise for civilian employees for the Department of Defense.
Page 20835

Pending:

Byrd Amendment No. 2813, to extend humanitarian assistance to the Nicaraguan Resistance, to require a report on diplomatic efforts to resolve the Central American armed conflict, and to provide procedures for Congress to consider legislation made necessary by an emergency in Nicaragua occurring before the adjournment of Congress.
Page 20829

Drought Assistance-Conference Report: By unanimous vote of 92 yeas (Vote No. 297), Senate agreed to the conference report on H.R. 5015, to provide drought assistance to agricultural producers.
Pages 20764, 20816

Impeachment of Alcee L. Hastings: The Secretary of the Senate was ordered to inform the House of Representatives that the Senate is ready to receive the managers appointed by the House for the purpose of exhibiting articles of impeachment against Alcee L. Hastings, judge of the United States District Court for the Southern District of Florida, agreeably to the notice communicated to the Senate, and at the hour of 2 p.m., on Tuesday, August 9, 1988, the Senate will receive the managers on the part of the House of Representatives, in order that they may present and exhibit the articles of impeachment against Alcee L. Hastings, following which the oath will be administered to all Senators by the Presiding Officer.
Page 20840

Messages From the House: **Page 20841**

Measures Referred: **Page 20841**

Statements on Introduced Bills: **Page 20842**

Amendments Submitted: **Page 20845**

Additional Cosponsors: **Page 20844**

Authority for Committees: **Page 20861**

Additional Statements: **Page 20862**

Record Votes: Three record votes were taken today. (Total—299) **Pages 20816, 20828, 20829**

Adjournment: Senate convened at 10 a.m., and adjourned at 7:03 p.m., until 10:30 a.m., on Tuesday, August 9, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 20871.)

Committee Meetings

STRATEGIC PETROLEUM RESERVE

Committee on Energy and Natural Resources: Committee concluded oversight hearings on the status and outlook of the Strategic Petroleum Reserve, after receiving testimony from Richard D. Furiga, Deputy Assistant Secretary for the Petroleum Reserve, and Guy Caruso, Director, Energy Emergency Policy and Evaluation, International Affairs and Energy Emergencies, both of the Department of Energy; Albert F. Hummel and Rande A. Leonard, both of Printon Kane Capital Corporation, and Allen Levinson and Robert L. Cummings, both of Bankers Trust Company, all of New York, New York; and Edward N. Krapels, Energy Security Analysis, Inc., Washington, D.C.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of Lawrence J. Jensen, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency, after the nominee testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 5174–5182; and 1 resolution, H.J. Res. 634 were introduced.

Page 21029

Bills Reported: Reports were filed as follows:

H.R. 1149, to amend the Foreign Sovereign Immunities Act with respect to admiralty jurisdiction (H. Rept. 100–823);

H.R. 3763, to amend title 28, United States Code, relating to foreign sovereign immunity, with respect to certain activities of foreign governments, amended (H. Rept. 100–824);

H.R. 4118, to amend and extend the authorization of appropriations for public broadcasting, amended (H. Rept. 100–825);

H.R. 5141, to delay temporarily certain regulations relating to sea turtle conservation (H. Rept. 100–826);

H.R. 2999, to prohibit the importation or exportation and certain other transactions involving elephant products, amended (H. Rept. 100–827);

H.R. 4060, to provide hunger relief, amended (H. Rept. 100–828);

H.R. 4719, to require the recipients of Federal grants and contracts to maintain drug-free workplaces, amended (H. Rept. 100–829, foregoing reports filed on August 5);

Conference report on H.R. 5015, to provide drought assistance to agricultural producers (H. Rept. 100–830);

H.R. 4449, to authorize expenditures for fiscal year 1989 for the Panama Canal Commission to operate and maintain the Panama Canal (H. Rept. 100–831);

H.R. 4458, to simplify the process of obtaining licensing by States for participation in parimutuel wagering by allowing consolidated requests to be made to the Federal Government for identification and criminal history records relating to the applicant for such licensing, amended (H. Rept. 100–832);

H.R. 5037, to amend the Immigration and Nationality Act to extend for 2 years the authorization of appropriations for refugee assistance (H. Rept. 100–833);

H.R. 5010, to extend the authorization of the Water Resources Research Act of 1984 through the end of fiscal year 1993, amended (H. Rept. 100–834);

H.R. 1531, to amend the Mineral Leasing Act of 1920 with respect to the movement of coal over public lands, amended (H. Rept. 100–835);

H.R. 4754, to amend the Pennsylvania Avenue Development Corporation Act of 1972 to authorize appropriations for implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House, amended (H. Rept. 100–836);

H.R. 4777, to modify the boundary of the Guadalupe Mountains National Park, amended (H. Rept. 200–837);

S. 1360, to amend the Indian Financing Act of 1974, amended (H. Rept. 100–838);

S. 1945, to amend the Second Supplemental Appropriation Act, 1961, relating to the lease of certain lands from the Isleta Indian Tribe for a seismological laboratory (H. Rept. 100–839);

H.R. 4998, to amend the Food Stamp Act of 1977 to make technical corrections in the Family Independence Demonstration Project (H. Rept. 100–840);

H.R. 2109, amended; H.R. 2461; H.R. 2511; H.R. 3238; H.R. 3247; H.R. 3414; amended H.R. 3917, amended; S. 391, amended; S. 425; S. 1583; S. 1329; and S. 1972; all private bills (H. Rept. 100–841 through 100–852, respectively).

Page 21028

Drought Assistance: It was made in order to consider on Tuesday, August 9, or any day thereafter, the conference report on H.R. 5015, to provide drought assistance to agricultural producers; that all points of order against the conference report and its consideration be waived; and that the conference report be considered as read.

Page 20899

Presidential Messages: Read the following messages from the President:

HUD: Message wherein he transmits the twenty-third annual report of the Department of Housing and Urban Development covering calendar year 1987—referred to the Committee on Banking, Finance and Urban Affairs; and

Page 20899

AIDS threat: Message wherein he reports his approval of a 10-point action plan to advance the national and international response to the public health threat caused by the Human Immuno-deficiency Virus infection and the AIDS epidemic—referred to the Union Calendar and ordered printed (H. Doc. 100–221).

Page 20899

Suspensions: House voted to suspend the rules and pass the following measures:

Admiralty jurisdiction: H.R. 1149, to amend the Foreign Sovereign Immunities Act with respect to admiralty jurisdiction;

Page 20901

Liability of foreign governments: H.R. 3763, amended, to amend title 28, United States Code, relating to foreign sovereign immunity, with respect to certain activities of foreign governments;

Page 20902

Parimutuel licensing simplification: H.R. 4458, amended, to simplify the process of obtaining licensing by States for participation in parimutuel wagering by allowing consolidated requests to be made to the Federal Government for identification and criminal history records relating to the applicant for such licensing;

Page 20907

Refugee resettlement extension: H.R. 5037, amended, to amend the Immigration and Nationality Act to extend for 2 years the authorization of appropriations for refugee assistance;

Page 20920

Deceptive mailings prevention: H.R. 4478, to amend title 39 of the United States Code to designate as nonmailable matter solicitations for the purchase of products or services which are provided either free of charge or at a lower price by the Federal Government and solicitations which are offered in terms implying any Federal Government connection or endorsement unless such matter contains conspicuous notice that the products or services offered are provided free of charge by the Federal Government or that the Federal Government does not endorse the products or services offered. Agreed to amend the title;

Page 20923

Hispanic Heritage Month: S. 2200, to amend Public Law 90–498 to provide for the designation of National Hispanic Heritage Month—clearing the measure for the President;

Page 20927

Obsolete submarine transfer: H.R. 4665, to allow the obsolete submarine ex-Growler (ex-SSG-577) to be transferred to the Intrepid Sea-Air-Space Museum in New York before the expiration of the otherwise applicable 60-day congressional review period;

Page 20929

Disabled technology-related assistance: H.R. 4904, amended, to establish a program of grants to State to promote the provision of technology-related assistance to individuals with disabilities. Subsequently, this passage was vacated and S. 2561, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President;

Page 20930

Volunteerism support: H. Con. Res. 61, entitled "Volunteers and the Importance of Volunteerism";

Page 20947

Southern California Indian land transfer: H.R. 3621, amended, to declare that certain lands located in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservation with which they are contiguous;

Page 20953

Indian financing amendments: S. 1360, amended, to amend the Indian Financing Act of 1974;

Page 20954

Pennsylvania Avenue development: H.R. 4754, amended, to amend the Pennsylvania Avenue Development Corporation Act of 1972 to authorize appropriations for implementation of the development plan for Pennsylvania Avenue between the Captiol and the White House;

Page 20955

Guadalupe Mountains Park: H.R. 4777, amended, to modify the boundary of the Guadalupe Mountains National Park;

Page 20956

Winding Stair Mountain Recreation and Wilderness Area: H.R. 4354, amended, to designate certain National Forest System lands in the State of Oklahoma for inclusion in the National Wilderness Preservation System, and to create the Winding Stair Mountain National Recreation and Wilderness Area;

Page 20957

Critical minerals mining: H.R. 4180, amended, to establish a mining experimental program on critical minerals;

Page 20963

Water resources research authorization: H.R. 5010, amended, to extend the authorization of the Water Resources Research Act of 1984 through the end of fiscal year 1993;

Page 20964

Hunger relief: H.R. 4060, amended, to provide hunger relief;

Page 20966

Food Stamp Family Independence Demonstration Project: H.R. 4998, to amend the Food Stamp Act of 1977 to make technical corrections in the Family Independent Demonstration Project;

Page 20988

Democracy in Chile: H.J. Res. 620, amended, expressing the support of the United States for the restoration of full and genuine democracy in Chile and calling upon the Government of Chile to take the steps necessary to assure that the will of the Chilean people is freely, fully, and accurately expressed in the upcoming plebiscite;

Page 20989

Cyprus dispute settlement: H. Res. 514, in support of a peaceful, negotiated settlement to the Cyprus dispute;

Page 20994

Baha'i human rights: S. Con. Res. 120, urging the Government of Iran to respect the human rights of members of the Baha'i faith—clearing the measure;

Page 20996

Restoration of free Cambodia: H.J. Res. 602, amended, in support of the restoration of a free and independent Cambodia and the protection of the Cambodian people from a return to power by the genocidal Khmer Rouge;

Page 20998

Democracy in Pakistan: H. Res. 484, amended, to encourage the establishment of genuine democracy in Pakistan;

Page 21002

Andrew Wyeth gold medal: H.R. 593, to request the President to award a gold medal on behalf of Congress to Andrew Wyeth, and to provide for the production of bronze duplicates of such medal for sale to the public;

Page 21004

Jesse Owens congressional medal: H.R. 1270, amended, to award a congressional gold medal to Mrs. Jesse Owens. Agreed to amend the title;

Page 21007

African elephant conservation: H.R. 2999, to prohibit the importation or exportation and certain other transactions involving elephant products. Agreed to amend the title;

Page 21009

Sea turtle regulations delay: H.R. 5141, to delay temporarily certain regulations relating to sea turtle conservation;

Page 21015

Grays Harbor Wildlife Refuge: S. 1979, to establish the Grays Harbor National Wildlife Refuge—clearing the measure for the President; and

Page 21017

Campaign funds transfers: H.R. 4952, amended, to amend the Federal Election Campaign Act of 1971 to require that all contributions in elections for Federal office be subject to that Act.

Page 21019

Fair Housing: House voted to suspend the rules and agree to the Senate amendment to H.R. 1158, to amend title VIII of the Act commonly called the Civil Rights Act of 1968, to revise the procedures for the enforcement of fair housing—clearing the measure for the President.

Page 20910

Thomas P. O'Neill, Jr. Library: House completed all debate on a motion to suspend the rules and pass H.R. 3661, to recognize the service of the former Speaker of the House by means of the Thomas P. O'Neill Jr. Library, on which the vote was postponed until Tuesday, August 9.

Page 20948

Resignation: Read and accepted a letter from Representative Biaggi wherein he resigns as a Member of the 100th Congress, effective immediately.

Page 21026

Referals: Three Senate-passed measures were referred to the appropriate House committees.

Page 21026

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 7:54 p.m.

Committee Meetings

OMNIBUS DRUG INITIATIVE ACT

Committee on Rules: Heard testimony from Representatives Vento, Volkmer, Wyden, Staggers, Smith of Florida, Bustamante, Edwards of California, Mazzoli, Ortis, Bennett, Levin of Michigan, Alexander, Stenholm, Durbin, Johnson of South Dakota, Dreier of California, DioGuardi, Broomfield, Gilman, Rhodes, Fish, Gekas, Davis of Michigan, Coughlin, Edwards of Oklahoma, Hopkins and Hunter, but no action was taken on the Omnibus Drug Initiative Act of 1988.

Committee recessed subject to call.

Tuesday, August 9, 1988

Senate

Chamber Action

Routine Proceedings, pages 21133–21288

Measures Introduced: Seven bills and five resolutions were introduced, as follows: S. 2698–2704, S. Res. 456–457, S.J. Res. 362–363, and S. Con. Res. 137.

Pages 21242, 21243

Measures Reported: Reports were made as follows:

S. 2221, to expand our national telecommunications system for the benefit of the hearing-impaired, and for other purposes, with an amendment in the nature of a substitute. (S.Rept. No. 100–464)

S. 2570, to authorize appropriations for the local rail service assistance program, with amendments. (S. Rept. No. 100–465)

S. 2701, to authorize appropriations for the National Bureau of Standards for fiscal year 1989, and for other purposes. (S. Rept. No. 100–466)

S. 1751, to require vessels to manifest the transport of municipal or other vessels nonhazardous commercial wastes transported offshore to ensure that these wastes are not illegally disposed of at sea, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–467)

S. 2102, to prohibit the licensing of certain facilities on portions of the Salmon and Snake Rivers in Idaho, and for other purposes, with amendments. (S. Rept. No. 100–468)

S. 2605, to amend the Immigration and Nationality Act to extend for 3 years the authorization of appropriations for refugee assistance, and for other purposes, with an amendment. (S. Rept. No. 100–469).

Special Report entitled "Revised Allocation to Subcommittees of Budget Totals From the Concurrent Resolution, Fiscal Year 1989". S. Rept. No. 100–470. **Page 21242**

Measures Passed:

Impeachment of Alcee L. Hastings: Senate agreed to S. Res. 456, to provide for issuance of a summons and for related procedures concerning the articles of impeachment against Alcee L. Hastings. **Page 21171**

Ocean Dumping Reform Act: By unanimous vote of 97 yeas (Vote No. 300), Senate passed S. 2030, to amend the Marine Protection, Research, and Sanctuaries Act, after agreeing to a committee amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows: **Pages 2159, 2172**

Adopted:

(1) Dodd Amendment No. 2822, to ban the dumping of medical waste in oceans and navigable waters. **Page 21173**

(2) Lautenberg Amendment No. 2823, to provide for criminal penalties for those convicted of violating section 104(B)(i) of the Act. **Page 21174**

(3) Roth Amendment No. 2824, of a technical nature. **Page 21182**

(4) Lautenberg Amendment No. 2825 to require vessels to control the transport of garbage so that these wastes are not disposed of at sea, and to require vessels carrying any garbage to obtain identification numbers from the Coast Guard. **Page 21183**

(5) Durenberger Amendment No. 2826, of a technical nature. **Page 21186**

Temporary Child Care for Handicapped Children and Crisis Nurseries Act, Authorities: Senate passed H.R. 4676, to amend the Temporary Child Care for Handicapped Children and Crisis Nurseries Act of 1986 to extend through the fiscal year 1989 the authorities contained in such act. **Page 21206**

Technology Competitiveness/Energy Conservation: Senate passed S. 2470, to promote technology competitiveness and energy conservation in the American Steel Industry, after agreeing to a committee amendment in the nature of a substitute. **Page 21206**

Congaree Swamp National Monument: Senate passed S. 2018, to expand the boundaries of the Congaree Swamp National Monument, to designate wilderness therein, after agreeing to a committee amendment in the nature of a substitute. **Page 21207**

Interpretation of Constitution in National Parks: Senate passed H.R. 1939, to provide for continuing interpretation of the Constitution in appropriate units of the National Park System by the Secretary of the Interior, after agreeing to a committee amendment in the nature of a substitute. **Page 21209**

Release of Reversionary Interest in Land in Bay County, Florida: Senate passed H.R. 3431, to release a reversionary interest of the United States in a certain parcel of land located in Bay County, Florida. **Page 21210**

Upper Delaware Citizens Advisory Council: Senate passed H.R. 3880, to extend the authorization of the Upper Delaware Citizens Advisory Council for an additional ten years. **Page 21210**

Protection and Advocacy for Mentally Ill Individuals Act, Authorizations: Senate passed S. 2393, to amend the Protection and Advocacy for Mentally Ill Individuals Act of 1986 to reauthorize such Act, after agreeing to committee amendments. **Page 21210**

Fuel Cells and Fuel Sources: Senate passed S. 1294, to promote the development of technologies which will enable fuel cells to use alternative fuel sources, after agreeing to committee amendments. **Page 21214**

Fuel Cell Technology: Senate passed S. 1295, to develop a national policy for the utilization of fuel cell technology, after agreeing to a committee amendment. **Page 21215**

NASA Authorizations: Senate passed S. 2209, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management, after agreeing to the committee amendment in the nature of a substitute, and the following amendments proposed thereto:

Page 21215

Byrd (for Glenn and Metzenbaum) Amendment No. 2827, to provide authority for the lease of certain property and the making of certain agreements related to the construction and operation of an aerospace institute in Ohio.

Page 21222

Byrd (for Hollings) Amendment No. 2828, to authorize certain atmospheric and satellite programs and functions.

Page 21224

Clarifying, Corrective, and Conforming Amendments: Senate passed H.R. 5174, to make clarifying, corrective, and conforming amendments to laws relating to Indian education.

Page 21231

National Hospice Month: Committee on the Judiciary was discharged from further consideration of H.J. Res. 525, to designate the month of November 1988 as "National Hospice Month", and the resolution was passed.

Page 21232

Neurofibromatosis Awareness Month: Committee on the Judiciary was discharged from further consideration of H.J. Res. 417, designating May 1989 as "Neurofibromatosis Awareness Month", and the resolution was passed.

Page 21232

U.S. Senate Investigatory Powers: Senate passed S. 2350, to clarify the investigatory powers of the United States Senate, after agreeing to the following amendment proposed thereto:

Pages 21232, 21271

Byrd (for Glenn) Amendment No. 2829, to clarify the provisions relating to the assertion of executive privilege.

Page 21232

Directing Senate Legal Counsel: Senate agreed to S. Res. 457, to direct the Senate Legal Counsel to represent Senator Kerry in the case of *Beauchamp* v. *Kerry (Massachusetts Supreme Court).*

Page 21235

Pennsylvania Avenue Development Plan: Senate passed H.R. 4754, to amend the Pennsylvania Avenue Development Corporation Act of 1972 to authorize appropriations for implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House.

Page 21271

S. 2318, Senate companion measure, was indefinitely postponed.

Page 21271

National Nutrition Monitoring and Related Research Act: Senate passed S. 1081, to establish a coordinated National Nutrition Monitoring and Related Research program, and a comprehensive plan for the assessment of the nutritional and dietary status of the United States population and the nutritional quality of the United States food supply, with provision for the conduct of scientific research and development in support of such program and plan, after agreeing to a committee amendment in the nature of a substitute, and additional amendments proposed thereto, as follows:

Page 21276

Byrd (for Bingaman) Amendment No. 2831, to provide a technical correction and a description of identified population subgroups.

Page 21281

Stevens (for Hatch) Amendment No. 2832, to provide that certain provisions are not limitations on the authority of the Food and Drug Administration.

Page 21281

Department of Defense Appropriations, 1989: Senate resumed consideration of H.R. 4781 to make appropriations for the Department of Defense for the fiscal year ending September 30, 1989.

Pages 21193, 21197, 21237

Pending:

Byrd Amendment No. 2813, to extend humanitarian assistance to the Nicaraguan Resistance, to require a report on diplomatic efforts to resolve the Central American armed conflict, and to provide procedures for Congress to consider legislation made necessary by an emergency in Nicaragua occurring before the adjournment of Congress.

Page 21193

Senate will continue consideration of the bill and amendments proposed thereto, on Wednesday, August 10.

HUD-Independent Agencies Appropriations, 1989—Conference Report: By 88 yeas to 8 nays (Vote 301), Senate agreed to the conference report on H.R. 4800, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies and offices, for the fiscal year ending September 30, 1989.

Pages 21197, 21235

Senate concurred in the House amendment to Senate amendments numbers 1, 17, 18, 24, 30, 51, 56, 57, 58, 62, 64, 70, and 75.

Page 21197

Geothermal Steam Act—Lease Extensions: Senate concurred in the amendments of the House to S. 1889, to amend the Geothermal Steam Act of 1970 to provide for lease extensions, with a Byrd (for Johnston) Amendment No. 2830, in the nature of a substitute.

Page 21271

Impeachment of Alcee L. Hastings: The Senate received the managers appointed by the House of Representatives who presented and exhibited Articles of Impeachment against Alcee L. Hastings, judge of the United States District Court for the Southern District of Florida, that he be impeached for misbehavior and for high crimes and misdemeanors, and the oath was administered to Senators by the Presiding Officer.

Pages 21168, 21271

Nomination—Agreement: A unanimous-consent agreement was reached providing for the consideration of the nomination of Karen Borlaug Phillips, of Virginia, to be a Member of the Interstate Commission, on Wednesday, August 10, with a vote to occur thereon, at 9:30 a.m.

Page 21286

Nominations Received: Senate received the following nominations:

Lando W. Zech, of Virginia, to be an Alternate Representative of the United States of America to the Thirty-second Session of the General Conference of the International Atomic Energy Agency.

Victor Blanco, of California, to be a Member of the Board of Directors of the Inter-American Foundation.

Frederick N. Khedouri, of the District of Columbia, to be a Director of the Securities Investor Protection Corporation.

The following-named persons to be Members of the Board of Directors of the State Justice Institute: Daniel J. Meador, of Virginia, and Clement C. Torbert, Jr., of Alabama.

The following-named persons to be Members of the Board of Directors of the United States Institute of Peace: John N. Moore, of Virginia, Dennis L. Bark, of California, Evron M. Kirkpatrick, of Maryland, and Allen Weinstein, of the District of Columbia.

1 Navy nomination in the rank of admiral.

Page 21288

Messages From the President: **Page 21240**

Messages From the House: **Page 21240**

Measures Referred: **Page 21241**

Measures Ordered Placed on Calendar: **Page 21241**

Measures Read First Time: **Page 21241**

Communications: **Page 21241**

Statements on Introduced Bills: **Page 21243**

Amendments Submitted: **Page 21254**

Additional Cosponsors: **Page 21253**

Authority for Committees: **Page 21260**

Notices of Hearings: **Page 21260**

Additional Statements: **Page 21261**

Record Votes: Two record votes were taken today. (Total—301)

Pages 21189, 21237

Adjournment: Senate convened at 10:30 a.m., and adjourned at 8:39 p.m., until 9 a.m. on Wednesday, August 10, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 21287.)

Committee Meetings

COAST GUARD CUTTER INGHAM

Committee on Commerce, Science, and Transportation: Committee concluded hearings in conjunction with the National Ocean Policy Study on S. 2408, to transfer the Coast Guard Cutter "INGHAM" to the Naval and Marine Museum at Patriots Point, South Carolina, after receiving testimony from Senators Thurmond and D'Amato; John E. Guerry, Patriots Point Development Authority, Mt. Pleasant, South Carolina; Wayne W. Schmidt, INTREPID Museum, New York, New York; John P. Cosgrove, Destroyer Escort Sailors Association, Washington, D.C.; and Donald Balsly, INGHAM Association, Cincinnati, Ohio.

BUSINESS MEETING

Committee on Finance: Committee ordered the following business items favorably reported:

S. 2651, to implement the United States-Canada Free Trade Agreement; and

The nominations of Don E. Newquist, of Texas, and Ronald A. Cass, of Massachusetts, each to be a Member of the United States International Trade Commission, and Salvatore R. Martoche, of New York, to be Assistant Secretary of the Treasury for Enforcement.

INVESTMENT/TAX TREATIES

Committee on Foreign Relations: Committee concluded hearings on the following bilateral investment and tax treaties: Investment Treaty with Panama (Treaty Doc. 99–14), Investment Treaty with Senegal (Treaty Doc. 99–15), Investment Treaty with Haiti (Treaty Doc. 99–16), Investment Treaty with Zaire (Treaty Doc. 99–17), Investment Treaty with Morocco (Treaty Doc. 99–18), Investment Treaty with Turkey (Treaty Doc. 99–19), Investment Treaty with Cameroon (Treaty Doc. 99–22), Investment Treaty with Bangladesh (Treaty Doc. 99–23), Investment Treaty with Egypt (Treaty Doc. 99–24), Investment Treaty with Grenada (Treaty Doc. 99–25), Supplementary Protocol to the 1970 Tax Convention with Belgium (Treaty Doc. 100–15), and Protocol to the 1967 Tax Convention with France (Treaty Doc. 100–21), after receiving testimony from Eugene J. McAllister, Assistant Secretary of State for Economic and Business Affairs; O. Donald Chapoton, Deputy Assistant Secretary of the Treasury for Tax Policy;

and Stephen M. Parks, Professional Staff Member, Joint Committee on Taxation.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of John M. Duhe Jr., of Louisiana, to be United States Circuit Court Judge for the Fifth Circuit, James R. McGregor, to be United States District Judge for the Western District of Pennsylvania, Norwood C. Tilley, Jr., to be United States District Judge for the Middle District of North Carolina, and Lewis T. Babcock, to be United States District Judge for the District of Colorado, after the nominees testified and answered questions in their own behalf. Mr. Duhe was introduced by Senator Johnston, Mr. McGregor was introduced by Senator Heinz, and Representatives Coyne and Walgren, Mr. Tilley was introduced by Senators Sanford and Helms, and Mr. Babcock was introduced by Senators Wirth and Armstrong.

BUSINESS MEETING

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice favorably approved for full committee consideration the following bills:

S. 1961, to establish a uniform system of procedures to facilitate the collection of debts owed to the United States, with an amendment in the nature of a substitute;

S. 1863, to revise the special revenue bonds under Federal bankruptcy provisions relating to the adjustment of debts of a municipality, with an amendment;

S. 1626, to keep secure the rights of intellectual property licensors and licensees which come under the protection of title II of the Bankruptcy Code, with an amendment;

S. 1867, to establish a program to facilitate the use of certified and otherwise qualified interpreters in judicial proceedings instituted by the United States, with an amendment;

S. 1456, for the relief of Paulette Mendes-Silva;

H.R. 439, for the relief of Thomas Wilson; and

H.R. 1490, for the relief of Jean DeYoung, with an amendment.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 5183–5189; 1 private bill, H.R. 5190; and 4 resolutions, H.J. Res. 635, and H. Res. 515–517 were introduced. Page 21408

Reports Filed: Reports were filed as follows:

H.R. 2524, to amend the Public Buildings Act of 1959 to permit certain executive agencies to have their headquarters located anywhere in the National Capital region, amended (H. Rept. 100–853);

H. Res. 515, providing for the consideration of H.R. 4526, to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park (H. Rept. 100–854); and

Conference report on H.R. 2342, to authorize appropriations for the Coast Guard for fiscal year 1988 (H. Rept. 100–855). Page 21408

Indian Education Amendments: House passed H.R. 5174, to make clarifying, correcting, and conforming amendments to laws relating to Indian education. Page 21289

U.S.-Canada Free-Trade Agreement: By a yea-and-nay vote of 366 yeas to 40 nays, Roll No. 267, the House passed H.R. 5090, to implement the United States-Canada Free-Trade Agreement. Page 21295

Late Report: Conferees received permission to have until midnight tonight to file the conference report on H.R. 4783, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1989. Page 21352

HUD Appropriations: By a yea-and-nay vote of 373 yeas to 30 nays, Roll No. 268, the House agreed to the conference report on H.R. 4800, making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1989. Page 21352

House receded in its disagreement and concurred in Senate amendments Nos. 3, 6, 13, 23, 73, 76, and 81.

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 1, 17, 18, 24, 30, 51, 56, 57, 58, 62, 64, 70, and 75—clearing the measure for Senate action. Page 21368

Defense Authorization: House agreed to the Volkmer motion to table the Walker motion to discharge H.R. 4264, National Defense Authorization Act for fiscal year 1989, from the Committee on Armed Services (agreed to by a yea-and-nay vote of 241 yeas to 158 nays, Roll No. 269). Page 21371

Subcommittee to Sit: Subcommittee on Economic Development of the Committee on Public Works and Transportation received permission to sit during

proceedings of the House under the 5-minute rule on Wednesday, August 10.
Page 21371

Drought Assistance: By a yea-and-nay vote of 383 yeas to 18 nays, Roll No. 270, the House agreed to the conference report on H.R. 5015, to provide drought assistance to agricultural producers—clearing the measure for the President.
Page 21372

Thomas P. O'Neill, Jr. Library: By a yea-and-nay vote of 158 yeas to 239 nays, Roll No. 271, the House failed to suspend the rules and pass H.R. 3661, to recognize the service of the former Speaker of the House by means of the Thomas P. O'Neill, Jr. Library, which was debated on Monday, August 8.
Page 21381

Kids Voting Program: House agreed to S. Con. Res. 134, to urge States and the Federal Elections Commission to evaluate the success of the Kids Voting Program in Arizona—clearing the measure.
Page 21381

Printing Resolutions: The following resolutions from the Committee on House Administration were called up and agreed to:

H. Res. 444, amended, authorizing the printing of a collection of statements made in tribute to the late Representative Harold T. "Bizz" Johnson;

H. Res. 476, amended, authorizing the printing of a collection of statements made in tribute to the late Representative John H. Dent; and

H. Res. 509, providing amounts from the contingent fund of the House of Representatives for certain expenses of the program known as Understanding Congress: A Bicentennial Research Conference.
Page 21383

Neighborhood Crime Watch Day: House passed and cleared for the President S.J. Res. 294, designating August 9, 1988, as "National Neighborhood Crime Watch Day".
Page 21384

Outpatient Surgery Week: House passed H.J. Res. 583, designating the week beginning September 11, 1988, as "National Outpatient Ambulatory Surgery Week".
Page 21384

Drum and Bugle Corps Recognition: House passed H.J. Res. 342, to designate August 20, 1988, as "Drum and Bugle Corps Recognition Day".
Page 21391

National Sewing Month: House passed H.J. Res. 580, to designate the month of September 1988 as "National Sewing Month".
Page 21392

Drive for Life: House passed H.J. Res. 592, designating Labor Day Weekend, September 3–5, 1988, as "National Drive for Life Weekend". Subsequently, this passage was vacated and S.J. Res. 350, a similar Senate-passed resolution, was passed in lieu—clearing the measure for the President.
Pages 21392, 21393

Referral: One Senate-passed measure was referred to the appropriate House committee.
Page 21407

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 21351, 21366, 21371, 21381. There were no quorum calls.

Adjournment: Met at noon and adjourned at 7:29 p.m.

Committee Meetings

SOIL CONSERVATION

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing to review implementation of Title XII (Soil Conservation) of the 1985 Farm bill. Testimony was heard from Wilson Scaling, Chief, Soil Conservation Service, USDA; and public witnesses.

GORBACHEV'S RECENT PROPOSALS ON CONVENTIONAL ARMS CONTROL

Committee on Armed Services: Defense Policy Panel met in executive session to hold a hearing on General Secretary Mikhail Gorbachev's recent proposals on conventional arms control. Testimony was heard from Rozanne L. Ridgway, Assistant Secretary, European and Canadian Affairs, Department of State; and Lynn Hansen, Assistant Director, Multilateral Affairs, Arms Control and Disarmament Agency.

Hearings continue August 11.

MONTGOMERY GI BILL AMENDMENTS: MILITARY CHILD CARE

Committee on Armed Services: Subcommittee on Military Personnel and Compensation approved for full Committee action, as amended, H.R. 4213, Montgomery GI Bill Amendments of 1988.

The Subcommittee also concluded hearings on military child care, specifically focusing on child abuse. Testimony was heard from Representative Boxer; Barbara Pope, Deputy Assistant Secretary, Family Support, Education and Safety, Department of Defense; Lawrence Lippe, Chief, General Litigation and Legal Advice Section, Criminal Division, Department of Justice; and public witnesses.

DEFENSE INDUSTRIAL COMPETITIVENESS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on Defense Department's recommendations to bolster defense industrial competitiveness. Testimony was heard from Robert C. McCormack, Deputy Assistant Secretary, Production Support, Department of Defense.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following measures: H.R. 3343, amended Consumer Product Safety Improvement Act of 1987; H.R. 3783, amended to amend the Solid Waste Disposal Act to improve compliance with hazardous waste laws at Federal facilities; H.R. 3784, amended to amend the Solid Waste Disposal Act to clarify the regulation of certain Department of Energy waste under subtitle C of that act; H.R. 4982, to amend the Federal Food, Drug and Cosmetic Act to authorize abbreviated new animal drug applications and to amend title 35, United States Code, to authorize the extension of the patents for animal drug products; H.R. 4984, to amend the Public Health Service Act to establish an International Health Corps; H.R. 4983, amended to amend the Public Health Service to revise and extend programs with respect to health research and teaching facilities and training of professional health personnel; H. Res. 351, urging local telephone operating companies to establish community telephone centers to provide free local service for persons who cannot afford residential telephones; H.R. 3781, amended, DOE Waste Cleanup Act of 1987; H.R. 4738, amended, to amend the Federal Railroad Safety Act of 1970 to provide for drug and alcohol testing for railroad employees; H.R. 5133, amended to improve the procedures and remedies for the prevention of insider trading; H.R. 5150, amended to amend the Public Health Service Act to revise the authority for the regulation of clinical laboratories; and H.R. 5155, amended, to amend the Protection and Advocacy for Mentally Ill Individuals Act of 1986 to reauthorize appropriations for activities under such act.

MUNICIPAL SOLID WASTE ACT

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials approved for full Committee action, as amended, H.R. 4357, Municipal Solid Waste Act of 1988.

DEVELOPMENT POLICY IN THE CARIBBEAN

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs, Subcommittee on Human Rights and International Organizations and the Subcommittee on International Economic Policy and Trade continued joint hearings on Development Policy In The Caribbean, Part III, including H.R. 4943, Caribbean Regional Development Act of 1988. Testimony was heard from Representatives Pease and Frenzel; Marilyn Zak, Deputy Director, Office of Caribbean Affairs, Latin America and Caribbean Bureau, AID; and public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES; DRAFT REPORTS

Committee on Government Operations: Ordered reported the following bills: H.R. 5049, to amend section 603(a) of the Federal Property and Administrative Services Act of 1949 to authorize the expenditure of monies for official reception and representation expenses; H.R. 5052, amended, to amend title 31 of the United States Code, to provide for a transfer of control of the General Accounting Office Building and to improve the administration of the General Accounting Office; H.R. 5104, amended, to improve the management and disposal of real property; and H.R. 3675, amended, Real Estate Appraisal Reform Act of 1987.

The Committee also approved the following draft reports: "Towards More Effective and Efficient Auditing of Government Transportation Bills: GSA Oversight;" and "Investigation of Disability Compensation Programs of the Veterans' Administration."

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action, as amended, the following bills: S. 1165, to authorize the Secretary of the Interior to provide for the development and operation of a visitor and environmental education center in the Pinelands National; H.R. 3544, to increase the size of the Big Thicket National Preserve in the State of Texas by adding the Village Creek Corridor unit, the Big Sandy Corridor unit, and the Canyonlands unit; H.R. 3957, Delaware and Lehigh Navigation Canal National Heritage Corridor Act of 1988; and H.R. 4039, to disclaim any right, title, or interest of the United States in certain lands in the State of California which form a part of the right-of-way granted by the United States to the Southern Pacific Transportation Co., to declare that those lands have been abandoned by the railroad; and H.R. 4182, to authorize the establishment of the Zuni-Cibola National Historical Park in the State of New Mexico; S. 2057, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey; and H.R. 4146, Washington Park Wilderness Bill of 1988.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held an oversight hearing on a study by GAO of how the Military Sealift Command's policy and procedures affect the development of the American Merchant Marine. Testimony was heard from Bill W. Thurman, Deputy Director, National Security and International Affairs Division, GAO; VAdm. Walter T. Piotti, Jr., USN, Commander, Military Sealift Command, Department of Defense; and a public witness.

AVIATION WHISTEBLOWER PROTECTION ACT

Committee on Public Works and Transportation: Ordered reported, as amended, H.R. 5073, Aviation Whistleblower Protection Act of 1988.

MANASSAS NATIONAL BATTLEFIELD PARK AMENDMENTS

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4526, Manassas National Battlefield Park Amendments of 1988. Clause 2 (L)(6) of Rule XI is waived against consideration of the bill. The rule makes in order the Interior and Insular Affairs Committee amendment in the nature of a substitute now printed in the bill as original text for the purpose of amendment, to be considered by sections with each section considered as read. Section 302(f) of the Congressional Budget Act, clause 7 of Rule XVI and clause 5(a) of Rule XXI are waived against the substitute. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Udall and Representatives Vento and Andrews.

SAN LUIS REY INDIAN WATER RIGHTS SETTLEMENT ACT

Committee on Rules: Heard testimony from Chairman Udall and Representative Miller of California, but no action was taken on S. 795, San Luis Rey Indian Water Rights Settlement Act.

COUNTERFEIT BOLT AND FASTENERS LEGISLATION

Committee on Science, Space and Technology: Subcommittee on Science, Research and Technology held a hearing on Counterfeit Bolt and Fasteners legislation, including H.R. 5051, Fastener Quality Assurance Act of 1988 and H.R. 5120, Standardization Measurement Act of 1988. Testimony was heard from Ray Kammer, Deputy Director, National Bureau of Standards, Department of Commerce; and public witnesses.

INFECTIOUS WASTES

Committee on Small Business: Subcommittee on Regulation and Business Opportunities held a hearing on the Potential Environmental and Public Health Risks Posed by Infectious Wastes (Red Bag Wastes). Testimony was heard from Senator Chafee; Kathy Wagner, OTA; Jeffrey Denit, Deputy Director, Office of Solid Waste, EPA; James O'Neil, Attorney General, State of Rhode Island; Elizabeth Holtzman, District Attorney, Brooklyn, State of New York; Brendan Sexton, Commissioner, Department of Sanitation, New York City, State of New York; Dr. Lester Wright, Deputy Director, Health Department, State of Oregon; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

EMPLOYEE HEALTH BENEFITS IMPROVEMENT ACT

Committee on Ways and Means: Subcommittee on Health held a hearing on H.R. 4951, Employee Health Benefits Improvement Act of 1988. Testimony was heard from Philip W. Johnson, Secretary, Human Services, State of Massachusetts; and public witnesses.

REVIEW OF THE U.S. CUSTOMS SERVICE

Committee on Ways and Means: Subcommittee on Oversight continued hearings to review the overall operations and activities of the U.S. Customs Service. Testimony was heard from public witnesses.

CREDITING OF WAGES TO SOCIAL SECURITY ACCOUNTS

Committee on Ways and Means: Subcommittee on Social Security and the Subcommittee on Oversight held a joint hearing on the crediting of wages to social security accounts. Testimony was heard from Representatives Gephardt and Oakar; Joseph F. Delfico, Senior Associate Director, GAO; Norman Goldstein, Chief Financial Officer, SSA, Department of Health and Human Services; Charles H. Brennan, Deputy Commissioner of Operations, IRS, Department of the Treasury; and public witnesses.

Joint Meetings

APPROPRIATIONS—INTERIOR

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4867, appropriating funds for fiscal year 1989 for the Department of the Interior and Related Agencies, but did not complete action thereon, and recessed subject to call.

APPROPRIATIONS—LABOR/HHS/ EDUCATION

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 4783, appropriating funds for fiscal year 1989 for the Departments of Labor, Health and Human Services, and Education, and related agencies.

Wednesday, August 10, 1988

Senate

Chamber Action

Routine Proceedings, pages 21512–21683

Measures Introduced: Twenty-six bills and ten resolutions were introduced, as follows: S. 2705–2730, S.J. Res. 364–366, S. Con. Res. 138–139, and S. Res. 458–462.

Page 21589

Measures Reported: Reports were made as follows:

S. 2436, to reauthorize the Sleeping Bear Dunes National Lakeshore Advisory Commission. (S. Rept. No. 100–472)

H.R. 3977, to authorize appropriations for the Mining and Mineral Resources Research Institute Act for fiscal years 1990 through 1993, with an amendment in the nature of a substitute. (S. Rept. No. 100–473)

H.R. 4267, to authorize additional appropriations for the WEB Rural Water Development Project, with an amendment. (S. Rept. No. 100–474)

S. 1992, to promote intergovernmental and interagency cooperation in the development of groundwater policy, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–475)

S. 2231, to amend the Public Health Service Act, to reauthorize nurse education programs established under title VIII of such Act, and for other purposes. (S. Rept. No. 100–476)

H.R. 2370, to provide for the establishment of an economic development plan for, and Federal services and assistance to, the Northwestern Band of the Shoshoni Nation, and for other purposes. (S. Rept. No. 100–477)

H.R. 3617, for the relief of the Coushatta Tribe of Louisiana. (S. Rept. No. 100–478)

H.R. 4143, to establish a reservation for the Confederated Tribes of the Grand Ronde Community of Oregon, and for other purposes. (S. Rept. No. 100–479)

S. 2349, to amend the Middle Atlantic Interstate Forest Fire Protection Compact to include the State of Ohio.

S. 2607, to reauthorize appropriations and modify administrative organization and activities of the Interagency Council on the Homeless, and for other purposes, with an amendment in the nature of a substitute.

S. Res. 458, managing the expenditure of funds for Senate official mail during fiscal year 1989. (S. Rept. No. 100–480)

Page 21588

Measures Passed:

Federal Fire Prevention and Control Act Authorizations: Senate passed H.R. 4419, to authorize funds for activities under the Federal Fire Prevention and Control Act of 1974, after agreeing to a committee amendment thereto.

Page 21676

Charles Pinckney National Historic Site: Senate passed H.R. 3960, to authorize the establishment of the Charles Pinckney National Historic Site in the State of South Carolina.

Page 21677

National Telecommunications Expansion for the Hearing Impaired: Senate passed S. 2221, to expand our national telecommunications system for the benefit of the hearing impaired, after agreeing to a committee amendment in the nature of a substitute.

Page 21678

Perishable Agricultural Commodities Act Amendments: The Committee on Agriculture, Nutrition, and Forestry was discharged from the further consideration of H.R. 4694, to amend the Perishable Agricultural Commodities Act, to increase the statutory ceilings on license fees, and the bill was then passed.

Page 21680

Federal Laboratory Animal Welfare Act Amendments: The Committee on Agriculture, Nutrition, and Forestry was discharged from the further consideration of S. 2353, to amend the Federal Laboratory Animal Welfare Act, to prohibit the selling of stolen dogs and cats, and the bill was then passed, after agreeing to Byrd (for Ford) Amendment No. 2843, in the nature of a substitute.

Page 21680

1988 Seoul Olympic Games: Senate agreed to S. Res. 462, to express the sense of the Senate concerning the 1988 Seoul Olympic Games.

Page 21682

Dire Emergency Supplemental Appropriations, 1988: Senate passed H.R. 5026, to make dire emergency supplemental appropriations for the fiscal year ending September 30, 1988, after taking action on additional amendment proposed thereto, as follows:

Pages 21502, 21512

Rejected:

Dole Amendment No. 2834, to provide assistance to the Nicaraguan Democratic Resistance. (By 57 yeas to 39 nays (Vote No. 304), Senate tabled the amendment.)

Page 21502

Senate insisted on its amendment, requested a conference with the House thereon, and appointed as conferees Senators Stennis, Byrd, Proxmire, Inouye, Hollings, Chiles, Johnston, Burdick, DeConcini, Lautenberg, Hatfield, Stevens, Weicker, Garn, Cochran, Kasten, Rudman, Domenici, and D'Amato.

Page 21514

U.S. Textiles Protection: Senate began consideration of S. 2662, to remedy injury to the United States textile and apparel industries caused by increased imports.

Page 21465

A motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Wednesday, September 7.

Page 21465

Department of Defense Appropriations, 1989: Senate continued consideration of H.R. 4781, to make appropriations for the Department of Defense for the fiscal year ending September 30, 1989, taking action on additional amendments proposed thereto, as follows:

Pages 21464, 21514

Adopted:

(1) Byrd Amendment No. 2813, to extend humanitarian assistance to the Nicaraguan Resistance, to require a report on diplomatic efforts to restore the Central American armed conflict, and to provide procedures for Congress to consider legislation made necessary by an emergency in Nicaragua occurring before the adjourments of Congress (as amended below).

Pages 21464, 21466

(2) By 49 yeas to 47 nays (Vote No. 305), Byrd Amendment No. 2833 (to Amendment No. 2813), of a perfecting nature.

Pages 21468, 21514

(3) Byrd Amendment No. 2835, to include funds for the Wartime Host Nation Support agreement between the Federal Republic of Germany and the United States.

Page 21531

(4) By 89 yeas to 2 nays (Vote No. 306), Nunn Amendment No. 2838, to incorporate by reference the provisions of S. 2355, Defense Authorizations for 1989, as passed by the Senate on May 27, 1988.

Pages 21546, 21550

(5) Nunn Amendment No. 2839, to require the Secretary of Defense to submit to Congress his plans for the Department of Defense to engage in the detection and monitoring of aerial and maritime transit of illegal drugs into the United States.

Page 21548

(6) Humphrey Amendment No. 2841, to provide for the use of United States-owned foreign currencies for the benefit of certain American citizens abroad.

Page 21555

(7) Johnston-Stevens Amendment No. 2842, to reallocate funding amounts for certain programs, to provide funds for development of an Identification Friend or Foe (IFF) System for AEGIS ships, and to provides funds to accelerate the Air Force Space Recovery Program.

Page 21556

Pending:

(1) Johnston Amendment No. 2836, to revise the provisions of section 8113, relating to overseas costs of supporting Department of Defense personnel and their dependents.

Page 21535

(2) McCain modified Amendment No. 2837 (to Amendment No. 2836), in the nature of a substitute.

Page 21552

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, August 11.

Human Rights Abuses in Romania—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. Res. 461, condemning Romania for its human rights abuses, particularly its plan to raze agricultural villages in traditionally Hungarian areas.

Page 21675

Motion to Request Attendance: During today's proceedings, Senate also took the following action:

By 72 yeas to 22 nays (Vote No. 303), Senate agreed to a motion to request the attendance of absent Senators.

Page 21465

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the 11th Annual Report of the Federal Energy Conservation Programs undertaken during fiscal year 1987; which was referred to the Committee on Energy and Natural Resources. (PM-152)

Page 21580

Nominations Received: Senate received the following nominations:

Nicholas F. Brady, of New Jersey, to be Secretary of the Treasury.

Lauro F. Cavazos, of Texas, to be Secretary of Education.

Michael Novak, of the District of Columbia, to be a Member of the Board of International Broadcasting.

J. Blakeley Hall, of Texas, to be a Member of the Board of Directors of the Legal Services Corporation.

Stephen E. Bell, of Virginia, to be a Member of the Federal Retirement Thrift Investment Board.

James H. Atkins, of Arkansas, to be a Member of the Federal Retirement Thrift Investment Board.

Thomas C. Griscom, of Tennessee, to be a Member of the Board of Directors of the Communications Satellite Corporation.

Evan G. Galbraith, of Connecticut, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Thomas J. Healey, of New Jersey, to be a Director of the Securities Investor Protection Corporation.

Henry E. Hockeimer, of Michigan, to be an Associate Director of the United States Information Agency.

Bert H. Mackie, of Oklahoma, to be a Governor of the United States Postal Service.

53 Army nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Page 21684

Nominations Confirmed: Senate confirmed the following nominations:

By 71 yeas to 24 nays (Vote No. 302), the nomination of Karen Borlaug Phillips, of Virginia, to be a Member of the Interstate Commerce Commission.

Pages 21463, 21684

Messages From the President: **Page 21580**

Messages From the House: **Page 21580**

Measures Referred: **Page 21581**

Measures Placed on the Calendar: **Page 21581**

Petitions and Memorials: **Page 21581**

Statements on Introduced Bills: **Page 21590**

Amendments Submitted: **Page 21645**

Additional Cosponsors: **Page 21637**

Authority for Committees: **Page 21652**

Notices of Hearings: **Page 21652**

Additional Statements: **Page 21653**

Quorum Calls: One quorum call was taken today. (Total—25)

Page 21465

Record Votes: Five record votes were taken today. (Total—306)

Pages 21464, 21466, 21512, 21527, 21551

Recess; Senate convened at 9 a.m., and recessed at 11:38 p.m., until 9 a.m., on Thursday, August 11, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 21684.)

Committee Meetings

GENERAL AND FLAG OFFICER REQUIREMENTS

Committee on Armed Services: Subcommittee on Manpower and Personnel concluded hearings on the General Flag Officer requirements, after receiving testimony from Grant Green, Assistant Secretary of Defense for Force Management and Personnel; Rear Adm. Roberta L. Hazard, USN, Director, Manpower and Personnel, Office of the Joint Chiefs of Staff; Lt. Gen. Allen K. Ono, USA, Deputy Chief of Staff for Personnel; Vice Adm. Jeremy Michael Boorda, USN, Chief of Naval Personnel; Lt. Gen. John I. Hudson, USMC, Deputy Chief of Staff for Personnel; Lt. Gen. Thomas J. Hickey, USAF, Deputy Chief of Staff for Personnel; and Larry Byrne, The Hay Group, Washington, DC.

ALCOHOL WARNING LABELS

Committee on Commerce, Science, and Transportation: Subcommittee on the Consumer concluded hearings on S. 2047, to require health warning labels on containers of alcoholic beverages, after receiving testimony from Senator Thurmond; Representative Conyers; Enoch Gordis, Director, National Institute on Alcohol Abuse and Alcoholism, Department of Health and Human Services; William T. Drake, Deputy Director, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; Jerry McCord, South Carolina Commission on Alcohol and Drug Abuse, Columbia; Kenneth L. Jones, representing the American Academy of Pediatrics, Christine Lubinski, National Council on Alcoholism, and Arnold Fege, National PTA, all of Washington, D.C.; John Morris, Vanderbilt Medical Center, Nashville, Tennessee; Sheila Blume, South Oaks Hospital, Sayville, New York; LeClair Bissell, Bantam, Connecticut; W. Kip Viscusi, Duke University, Durham, North Carolina; Robert C. Lloyd, American Council on Alcoholism, Towson, Maryland; Jennifer Sussal, Rockville Centre, New York; Augustus Hewlett, Alcohol Policy Council, Waterford, Virginia; Walter Taylor, Bully Hill Vineyards, Inc., Hammondsport, New York; and Doris Aiken, Remove Intoxicated Drivers (RID), Schenectady, New York.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following measures favorably reported:

S. 1272, to withdraw certain public lands in the State of New Mexico and reserve these lands for the construction, operation, repair and maintenance, and other authorized activities associated with the mission of the Waste Isolation Pilot Plant (WIIP), to authorize the acquisition of certain non-federal lands, and assign land management responsibilities to the Department of Energy, with amendments;

S. 2651, to implement the United States-Canada Free Trade Agreement;

H.R. 5090, to implement the United States-Canada Free Trade Agreement;

H.R. 2884, to provide that the rates and charges for natural gas transportation shall be regulated by the State commission in the State in which the gas is consumed, with an amendment in the nature of a substitute, and in lieu of S. 1717;

H.R. 2701, to repeal requirements regarding contract duration and right of first refusal in natural gas sales;

S. 1613, to authorize the Secretary of the Interior to construct, operate and maintain the Umatilla Basin Project in the State of Oregon, with an amendment in the nature of a substitute;

S. 2165, to designate wilderness areas within Olympic National Park, Mount Rainier National Park, and North Cascades National Park Complex, in the State of Washington, with an amendment in the nature of a substitute; and

H.R. 4028, to authorize the exchange of certain land in the Targhee National Forest in Wyoming, with amendments, and in lieu of S. 2285.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered the following business items favorably reported:

S. 2246, to establish the Lower Mississippi Delta Development Commission, to provide an assessment of the economic development needs of the area for the next ten years, with an amendment in the nature of a substitute;

S. 2380, to revise and expand provisions relating to major disasters and emergencies, with an amendment;

H.R. 517, to designate Soldier Creek Diversion Unit in Topeka, Kansas, as the "Lewis M. Paramore Diversion Unit"; and

The nomination of Lawrence J. Jensen, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency.

POSTAL SERVICE CONTRACTS

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held joint hearings with the Subcommittee on Federal Services, Post Office, and Civil Service on the U.S. Postal Service's sole-source contract with Perot Systems Corporation, and to review a report by the General Accounting Office of the Perot Systems contract, receiving testimony from Senators Simon and Grassley; Milton J. Socolar, Special Assistant to the Comptroller General and L. Nye Stevens, Senior Associate Director, General Government Division, both of the General Accounting Office; and Anthony M. Frank, Postmaster General, Kenneth J. Hunter, Associate Postmaster General—Systems, and A. Keith Strange, Director, Office of Procurement, all of the United States Postal Service.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered the following business items favorably reported:

The nominations of Richard L. Thornburgh, of Pennsylvania, to be Attorney General, Department of Justice, Stuart A. Summit, of New York, to be a Judge of the U.S. Circuit Court for the Second Circuit, and Robert P. Patterson, Jr., to be U.S. District Court Judge for the Southern District of New York;

H.R. 3911, to provide for increased penalties for certain major frauds against the United States, with an amendment in the nature of a substitute;

S. 702, to require the Attorney General to collect data and report annually on crimes motivated by racial, ethnic, or religious prejudice, with an amendment in the nature of a substitute;

S. 1863, to revise the special revenue bonds under Federal bankruptcy provisions relating to the adjustment of debts of a municipality, with an amendment;

S. 1626, to keep secure the rights of intellectual property licensors and licensees which come under the protection of title II of the Bankruptcy Code, with an amendment in the nature of a substitute;

S. 1867, to establish a program to facilitate the use of certified and otherwise qualified interpreters in judicial proceedings instituted by the United States, with an amendment;

S. 1919, for the relief of Michael Wilding;

S. 2637, for the relief of Gillian Lesley Sackler;

H.R. 439, for the relief of Thomas Wilson; and

H.R. 1490, for the relief of Jean DeYoung, with an amendment.

Committee also began consideration of S.J. Res. 11, proposing an amendment to the Constitution relating to a Federal balanced budget, but did not complete action thereon, and recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Alex R. Munson, to be a Judge of the District Court for the Northern Mariana Islands, and Richard L. Nygaard, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, after the nominees testified and answered questions in their own behalf. Mr. Munson was introduced by Froilan C. Tenorio, Resident Representative, Commonwealth of the Northern Mariana Islands.

COMMUNITY RATEPAYER PROTECTION

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on S. 2161, to exclude property interests in, or contract rights to, hydrocarbons and other minerals produced with hydrocarbons from a debtor's estate to the extent that such debtor has contractually transferred such interest or rights, after receiving testimony from Senator Bentsen; Frederick G. Fisher, Jr., Hale and Dorr, Boston, Massachusetts; Hugh M. Ray, Andrews and Kurth, Houston, Texas; Danny Conklin, Independent Petroleum Association of America, Amarillo, Texas; and Robin Phelan, Haynes and Boone, Dallas, Texas.

COPYRIGHT LAWS

Committee on the Judiciary: Subcommittee on Patents, Copyrights and Trademarks approved for full committee consideration S. 1619, to give the author of certain works of art the right to claim authorship of such work when publicly displayed, independent of his or her own copyright, and to disclaim authorship of such works because of any distortions, with an amendment in the nature of a substitute.

VIDEO AND LIBRARY PRIVACY PROTECTION ACT

Committee on the Judiciary: Subcommittee on Technology and the Law approved for full committee consideration S. 2361, to preserve personal privacy with respect to the rental, purchase, or delivery of video tapes or similar audio visual materials and the use of library materials or services, with an amendment in the nature of a substitute.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered the following business items favorably reported:

S. 2647, to amend the Higher Education Act of 1965, to reduce the default rate on student loans, with an amendment in the nature of a substitute;

S. 2477, to modify the authority for the regulation of clinical laboratories, to require licensed laboratories to qualify under proficiency testing programs, with an amendment in the nature of a substitute;

S. 1950, to revise requirements and priorities concerning grants for adolescent family life demonstration projects, with an amendment in the nature of a substitute; and

The nominations of Phyllis Curtin, of Massachusetts, Mel Harris, of California, Wendy W. Luers, of New York, Kevin Roche, of Connecticut, Jocelyn Levi Straus, of Texas, and Marvin Hamlisch, of New York, each to be a Member of the National Council on the Arts, Betty Southard Murphy, of Virginia, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation, Daniel C. Drucker, of Florida, to be a Member of the National Science Board, National Science Foundation, Justin W. Dart, Jr., of Texas, and Robert S. Muller, of Michigan, each to be a Member of the National Council on the Handicapped, Margaret Truman Daniel, of New York, to be a Member of the Harry S. Truman Scholarship Foundation, Robert T. Jones, of Virginia, to be Assistant Secretary of Labor, and Sam E. Keith, Jr., of Texas, and R. James Woolsey, of Maryland, each to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on current intelligence matters from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5191–5200; 2 private bills, H.R. 5201 and 5202; and 12 resolutions, H.J. Res. 636–638, H. Con. Res. 351–355, and H. Res. 518–521 were introduced.

Page 21780

Bills Reported: Reports were filed as follows:

H. Res. 518, waiving certain points of order against the conference report on H.R. 2342, to authorize appropriations for the Coast Guard for fiscal year 1988, and against consideration of such conference report (H. Rept. 100–856);

H. Res. 519, providing for the consideration of H.R. 1580, to prohibit investments in, and certain other activities with respect to, South Africa (H. Rept. 100–857);

H. Res. 520, providing for the consideration of H.R. 5142, to amend the Public Health Service Act to establish grant programs, and confidentiality protections, relating to counseling and testing with respect to acquired immune deficiency syndrome, and to amend such Act with respect to research programs relating to such syndrome (H. Rept. 100–858);

H.R. 4188, to designate the building located at 445 Broadway in Albany, New York, as the "James T. Foley United States Post Office and Courthouse", amended (H. Rept. 100–859);

H.R. 5007, to designate the United States Courthouse at 620 Southwest Main Street, Portland, Oregon, as the "Gus J. Solomon United States Courthouse" (H. Rept. 100–860);

H. Res. 521, providing for the consideration of a bill relating to the Omnibus Drug Initiative (H. Rept. 100–861); and

Conference report on H.R. 4867, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1989 (H. Rept. 100–862).

Page 21780

Journal: By a yea-and-nay vote of 272 yeas to 113 nays, Roll No. 271, the House approved the Journal of Tuesday, August 9.

Page 21685

Late Reports: Committee on Rules received permission to have until midnight tonight to file a certain privileged report; and

Page 21686

Conferees received permission to have until midnight tonight to file conference reports on H.R. 4783, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1989; and H.R. 4867, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1989.

Pages 21686, 21687

Intelligence Authorizations: House disagreed to the Senate amendment to H.R. 4387, to authorize appropriations for fiscal year 1989 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System; and agreed to a conference. Appointed as conferees: Representatives Stokes, Beilenson, Kastenmeier, Roe, McHugh, Dwyer of New Jersey, Wilson, Kennelly, Glickman, Mavroules, Richardson, Hyde, Cheney, Livingston, McEwen, Lungren, and Shuster; and

From the Committee on Armed Services, as additional conferees for consideration of matters within the jurisdiction of that committee under clause 1(c), Rule X: Representatives Aspin, Stratton, and Dickinson.

Page 21687

Defense Authorization: By a yea-and-nay vote of 239 yeas to 163 nays, Roll No. 273, the House agreed to the Foley motion to table the Walker motion to discharge the Committee on Armed Services from further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989.

Page 21687

Joint Committee on Taxation: Read a letter from the chairman of the Committee on Ways and Means wherein he appoints Representative Vander Jagt as a member of the Joint Committee on Taxation; vice Representative Duncan, deceased.

Page 21688

Committee Funds: By a yea-and-nay vote of 408 yeas with 1 voting "present", Roll No. 274, the House agreed to H. Res. 500, providing amounts from the contingent fund of the House for further expenses of investigations and studies by the Committee on Standards of Official Conduct in the second session of the One Hundredth Congress.

Page 21692

Agreed to the committee amendment in the nature of a substitute.

Page 21698

Late Reports: Committee on Government Operations received permission to have until 6 p.m. on Friday, September 2, to file sundry reports.

Page 21698

Prompt Payment Act Amendments: House agreed to H. Con. Res. 351, to correct errors in the enrollment of S. 328, to amend chapter 39 of title 31, United States Code, to require the Federal Government to pay interest on overdue payments.

Page 21698

Manassas Battlefield Park Addition: By a yea-and-nay vote of 307 yeas to 98 nays with 2 voting "present", Roll No. 279, the House passed H.R. 4526, to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park.

Page 21701

Agreed to the committee amendment in the nature of a substitute.

Page 21719

Rejected:

The Marlenee amendment that sought to require the Secretary, within three days of enactment, to post a bond or place a cash deposit equal to the Secretary's estimate of the fair market value of the property taken for the Addition (rejected by a recorded vote of 78 ayes to 326 noes, Roll No. 277); and

Page 21712

The Marlenee amendment that sought to require the Secretary to reserve funds adequate to satisfy the costs of the estimated judgment of the value of the Addition property from moneys appropriated to the Land and Water Conservation Fund, to have priority over all other uses of the Fund (rejected by a recorded vote of 45 ayes to 361 noes, Roll No. 278).

Page 21716

A point of order was sustained against the Walker amendment that sought to require that funds to pay for the taking of the property come from existing appropriations within the jurisdiction of the Secretary of the Interior if the deficit reduction target for 1989 would not be met.

Page 21719

H. Res. 515, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 302 yeas to 101 nays, Roll No. 275.

Page 21699

Lac Vieux Desert Band: House cleared for the President H.R. 3679, to clarify the Federal relationship to the Lac Vieux Desert Band of Lake Superior Chippewa Indians as a distinct Indian tribe, to clarify the status of members of the band, and to transfer title to trust lands; by agreeing to the Senate amendment thereto.

Page 21720

Late Reports: Committee on the Judiciary received permission to have until 5 p.m. Friday, August 26, to file reports on H.R. 2848, Satellite Home Viewer Copyright Act; H.R. 4807, Court Reform and Access to Justice Act of 1988; and H.R. 4970, to amend title 35 of the United States Code relating to animal patents.

Page 21721

Airline Passenger Protection: The Speaker appointed Representative Rahall as a conferee in the conference on H.R. 3051, to amend the Federal Aviation Act of 1958 to establish minimum standards relating to air carrier passenger services; vice Representative Howard, deceased.

Page 21722

Aging Committee: The Speaker appointed Representative Jontz as a member of the Select Committee on Aging; to fill the existing vacancy thereon.

Page 21722

Taft Institute Extension: House disagreed to the Senate amendments to H.R. 4585, to extend the authorization of appropriations for the Taft Institute through fiscal year 1991; and asked a conference. Appointed as conferees: Representatives Hawkins, Ford of Michigan, Gaydos, Williams, Owens of New York, Hayes of Illinois, Perkins, Jeffords, Goodling, Coleman of Missouri, and Roukema.

Page 21722

Inspector General Act Amendments: House insisted on its amendments to S. 908, to amend the Inspector General Act of 1978; and agreed to a conference. Appointed as conferees: Representatives Brooks, Conyers, Synar, Wise, Erdreich, Horton, Walker, and Clinger.

Page 21722

Department of Veterans' Affairs: House disagreed to the Senate amendments to H.R. 3471, to establish the Veterans' Administration as an executive department; and asked a conference. Appointed as conferees: Representatives Brooks, Conyers, Weiss, Neal, Frank, Montgomery, Edwards of California, Horton, Walker, Lightfoot, and Solomon.

Page 21722

Maritime Programs Authorization: House passed H.R. 4200, to authorize appropriations for fiscal year 1989 for certain maritime programs of the Department of Transportation and the Federal Maritime Commission.

Page 21723

Agreed to the committee amendment in the nature of a substitute.

Page 21725

Agreed to the Kasich amendment that requires the Maritime Administration to disclose to credit reporting agencies information concerning any debt of more than $1,000 arising out of loan activities authorized by this bill and delinquent more than 90 days.

Page 21725

H. Res. 503, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 21722

Merchant Marine Academy: Read a letter from the chairman of the Committee on Merchant Marine and Fisheries wherein he appoints the following Members to serve as members on the part of the House of the Board of Visitors to the United States Merchant Marine Academy for 1988: Representatives Dyson, Hochbrueckner, Lent, and Jones of North Carolina, ex officio.

Page 21726

Presidential Message—Federal Energy Conservation: Received and read a message from the President wherein he transmits the eleventh annual report on Federal Energy Conservation Programs undertaken during fiscal year 1987—referred to the Committee on Energy and Commerce.

Page 21726

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 21779

Quorum Calls—Votes: One quorum call, five yea-and-nay votes, and two recorded votes developed during the proceedings of the House today and appear on pages 21685, 21687, 21698, 21701, 21715, 21716, 21718, 21719.

Adjournment: Met at 10 a.m. and adjourned at 8:05 p.m.

Committee Meetings

AGRICULTURAL RESEARCH ACT; BIOTECHNOLOGY COMPETITIVENESS ACT

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on the following bills: H.R. 5056, Agricultural Research Act of 1988; and S. 1966, Biotechnology Competitiveness Act of 1988. Testimony was heard from Senators Chiles, Conrad and Bond; Representatives Penny and Lancaster; the following officials of the USDA: Robert W. Long, Deputy Assistant Secretary, Science and Education; and Alvin Young, Director, Office of Agricultural Biotechnology; and public witnesses.

INTEGRITY OF THE DOD ACQUISITION SYSTEM AND ITS IMPACT ON U.S. NATIONAL SECURITY

Committee on Armed Services: Continued hearings on the integrity of the Defense Department's acquisition system and the impact of the current procurement-fraud investigation on U.S. national security. Testimony was heard from public witnesses.

MONTGOMERY GI BILL AMENDMENTS; REPROGRAMMINGS

Committee on Armed Services: Ordered reported, as amended, H.R. 4213, Montgomery GI Bill Amendments of 1988.

The Committee also approved two Department of Defense reprogrammings.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported, as amended, the following bills: H.R. 3660, Act for Better Child Care Services of 1987; and H.R. 4845, to make technical corrections in pension-related provisions in the Internal Revenue Code of 1986 and the Employee Retirement Income Security Act of 1974.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported, as amended, the following bills: H.R. 3782, to amend the Solid Waste Disposal Act to improve compliance by Federal facilities with the requirements of subtitle C of the act; H.R. 2837, to amend the Toxic Substances Control Act to assist States in responding to the threat to human health posed by exposure to radon; and H.R. 3785, to amend the Solid Waste Disposal Act to clarify provisions concerning the application of certain requirements and sanctions to Federal facilities.

URANIUM REVITALIZATION, TAILINGS RECLAMATION AND ENRICHMENT ACT

Committee on Energy and Commerce: Subcommittee on Energy and Power continued hearings on legislation to revitalize the domestic uranium industry, focusing on the Uranium Revitalization, Tailings Reclamation and Enrichment Act of 1988 (H.R. 4489, H.R. 4934 and H.R. 4975). Testimony was heard from Senator Ford; Representative Hubbard; Phillip Sewell, Deputy Assistant Secretary, Uranium Enrichment, Department of Energy; Keith Fultz, Senior Associate Director, Resources, Community and Economic Development Division, GAO; and public witnesses.

SAFETY IMPLICATIONS OF THE KENTUCKY SCHOOL BUS CRASH

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials held a hearing on "The Safety Implications of the Kentucky School Bus Crash". Testimony was heard from the following officials of the Department of Transportation: Gus Sarkos, Manager, Fire Safety Branch, FAA; and Diane K. Steed, Administrator, National Highway Traffic Safety Administration; Jack Snell, Director, Center for Fire Research, National Bureau of Standards, Department of Commerce; and public witnesses.

DEVELOPMENT POLICY IN THE CARIBBEAN

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs, Subcommittee on Human Rights and International Organizations and the Subcommittee on International Economic Policy and Trade continued joint hearings on Development Policy In The Caribbean, Part IV, including H.R. 4943, Caribbean Regional Development Act of 1988. Testimony was heard from Representative Guarini; Jonathan E. Sanford, Analyst, International Economy, Congressional Research Service, Library of Congress; Antonio Colorado, Administrator, Economic Development Administration, Commonwealth of Puerto Rico; and a public witness.

PCB DISPOSAL

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on Laundering Waste: EPA's Efforts To Prevent Criminal Activity in PCB Disposal. Testimony was heard from David Williams, Director, Office of Special Investigations, GAO; John A. Moore, Assistant Administrator, Office of Pesticides and Toxic Substances, EPA; John Covino, Deputy Attorney General, State of New Jersey; and a public witness.

CONGRESS AND THE ADMINISTRATION'S SECRECY PLEDGES

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Congress and the Administration's Secrecy Pledges. Testimony was heard from Senators Grassley and Proxmire; Representative Boxer; James C. Miller III, Director, OMB; Louis J. Rodrigues, Associate Director, National Security and International Affairs Division, GAO; and public witnesses.

CONGRESSIONAL EMPLOYEE PROTECTIONS

Committee on House Administration: Subcommittee on Personnel and Police held a hearing on Congressional Employee Protections. Testimony was heard from Representatives Schroeder, Martin of Illinois, Bartlett and Brown of Colorado.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported, as amended, the following bills: H.R. 4818, to establish the National Park of Samoa; H.R. 4469, to partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, to clarify the use of tribal timber proceeds; H.R. 3408, to increase the amounts authorized for the Colorado River Storage Project; and H.R. 4554, to remove certain restrictions on land acquisitions for Antietam National Battlefield.

NEGOTIATED RULE MAKING ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 3052, Negotiated Rule Making Act of 1987. Testimony was heard from Representatives Levin of Michigan and Pease; Marshall J. Breger, Chairman, Administrative Conference of the United States; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held an oversight hearing on asbestos claims/claims court reference. Testimony was heard from Brent Hatch, Deputy Assistant Attorney General, Civil Division, Department of Justice; Capt. John J. Geer, Jr., Deputy Assistant Judge Advocate General of the U.S. Navy for Claims and Tort Litigation, Department of Defense; Linda G. Morra, Associate Director, Congressional Request Group, Human Resources Division, GAO; and public witnesses.

JUDICIAL HOUSEKEEPING

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on the following bills: H.R. 408, to provide that the United States District Court for the Judicial District of New Jersey shall be held at Paterson, New Jersey, in addition to those places currently provided by law; H.R. 982, to provide that the United States District Court for the Judicial District of New Jersey shall be held at Jersey City, New Jersey, in addition to those places currently provided by law; H.R. 1569, to amend title 28, United State Code, to designate Hopkinsville as a place of holding court for the Western District of Kentucky; H.R. 1596, to amend title 28, United States Code, to create two divisions in the Judicial District of Maryland; H.R. 1929, Federal Courts Study Act; H.R. 3227, Federal Courts Study Commission Act of 1987; H.R. 3726, to amend section 371 of title 28, United States Code, to allow a Federal judge who is at least 60 years of age and completed 20 years of service to retire from regular active service; H.R. 4109, to amend section 118(a) of title 28, United States Code, to require that district court shall be held at Pottsville, Pennsylvania; H.R. 4309, to make surviving spouses of judicial officials who died before October 1, 1986, eligible for increased annuities which are effective as of that date; H.R. 4452, to amend title 28, United States Code, with respect to the configuration of the Middle and Southern Districts of Florida. Testimony was heard from Representatives Hoyer, Morella and Byron; Judge Edward R. Becker, 3rd Circuit and Judge Alexander Harvey, II, U.S. District Court of Maryland, both with the Judicial Conference of the United States.

RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS ACT

Committee on the Judiciary: Subcommittee on Criminal Justice continued hearings on the following bills: H.R. 4920, Crime Control Act of 1988 and H.R. 4923, to amend chapter 96 (relating to racketeer influence and corrupt organizations) of title 18, United States Code. Testimony was heard from John C. Keeney, Acting Assistant Attorney General, Department of Justice; and public witnesses.

TERRITORIAL SEA AND CONTIGUOUS ZONE EXTENSION ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on H.R. 5069, to establish a 12-mile territorial sea and a 24-mile contiguous zone, to establish the National Oceans Policy Commission. Testimony was heard from Edward E. Wolf, Deputy Assistant Secretary, Oceans and Fisheries Affairs, Department of State; David E. Wigg, Deputy Assistant Secretary, Policy Analysis, Department of Defense; Mike Poling, Deputy Assistant Secretary, Land and Minerals Management, Department of the Interior; Rear Adm. Joseph E. Vorbach, Chief Counsel, U.S. Coast Guard, Department of Transportation; Timothy

R.E. Keaney, General Counsel, NOAA, Department of Commerce; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Ordered reported, as amended, the following bills: H.R. 4712, to reauthorize the Office of Government Ethics; H.R. 5102, Federal Employees Health Benefits Amendments Act of 1988; H.R. 387, Federal Equitable Pay Practices Act of 1987; and H.R. 4443, Martin Luther King, Jr., Federal Holiday Commission Extension Act.

The Committee also began consideration of H.R. 4432, to amend, title 13, United States Code, to require certain detailed tabulations relating to Asian Americans and Pacific Islanders in the decennial censuses of population.

LOCAL GOVERNMENT INFRASTRUCTURE FINANCING IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Economic Development held a hearing on H.R. 3807, Local Government Infrastructure Financing Improvement Act of 1987. Testimony was heard from public witnesses.

CONFERENCE REPORT—COAST GUARD AUTHORIZATION ACT

Committee on Rules: Granted a rule waiving all points of order against ther Conference Report on H.R. 2342, Coast Guard Authorization Act of 1988, and against its consideration. Testimony was heard from Chairman Jones.

ANTI-APARTHEID ACT AMENDMENTS

Committee on Rules: Granted a modified open rule providing 2 hours of debate on H.R. 1580, Anti-Apartheid Act Amendments of 1988. The rule makes it in order to consider an amendment in the nature of a substitute consisting of the text of the bill H.R. 5175 as an original bill for the purpose of amendment, to be considered as having been read. Clause 5(a) of Rule XXI is waived against the substitute. The rule provides that no amendment to the substitute is in order except the amendments printed in the report accompanying this resolution. The amendments may be offered by the Member designated, or his designee. Debate time is specified in the report for each amendment. Each of the amendments is not subject to amendment except as specified in the report. All points of order are waived against the amendments. The amendments are subject to a demand for a division of the question in the House or in the Committee of the Whole. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Fascell and Representatives Wolpe, Gibbons, Dellums, Broomfield, Burton of Indiana, Donald E. Lukens, Crane, Kyl, Bartlett, Swindall and Hyde.

AIDS FEDERAL POLICY ACT AMENDMENTS

Committee on Rules: Granted a modified open rule providing 1 hour of debate on H.R. 5142, AIDS Federal Policy Act of 1988. The rule provides that no amendment to the bill is in order except the amendments printed in the report accompanying this resolution. The amendments may be offered by the Member designated, or his designee. Debate time is specified in the report for each amendment. Each of the amendments is not subject to amendment except as specified in the report. All points of order are waived against the amendments. The amendments are not subject to a demand for a division of the question in the House or in the Committee of the Whole. Finally, the rule provides one motion to recommit. After passage of H.R. 5142, the rule provides for a motion to take the bill S. 1220 from the Speaker's table and to consider the bill in the House. The rule provides for a motion to strike out the Senate text and insert the text of H.R. 5142 as passed the House. The rule then provides for a motion for the House to insist on its amendment to the bill and request a conference with the Senate. Testimony was heard from Representatives Waxman, Wyden, Hall of Texas, Weiss, Pelosi, Dannemeyer, Coats, Green, Burton of Indiana and Lightfoot.

OMNIBUS DRUG INITIATIVE ACT

Committee on Rules: Granted a rule providing for consideration of a bill relating to the omnibus drug initiative if introduced by Representatives Foley and Michel; waiving all points of order against the bill and against its consideration; and providing three hours of debate. No amendment to the bill is in order except the amendments printed in the report accompanying this resolution, or those amendments offered by the majority leader in the manner specified in the rule. The amendments printed in the report are to be considered only in the order and in the manner specified in the report. The amendments are to be offered only by the members designated or their designee. The proponents of the amendment may make conforming changes (that is to page, line and section numbers) in their amendments to reflect the introduction of the Omnibus Drug Initiative bill. Debate time on the amendments is specified in the report. All points of order against the amendments contained in the report are waived. The amendments are not amendable, except as provided in the report, nor are they subject to a demand for a division of the question in the House or in the Committee of the Whole. If both amendments offered to title VI by Representatives Rangel and Gekas are adopted, only the last such amendment is considered as finally adopted and reported back to the House. If both of the amendments to title VI relating to the subject of the drug enforcement coordinator offered by Representatives Oxley and Brooks are adopted, only the last amendment which is adopted is considered as finally adopted and reported back to the House. Notwithstanding any provision of this resolution or any rule of the House, it is in order for the majority leader, after consultation with the minority leader, to offer amendments to the bill. The amendments are debatable for one hour, equally divided and controlled by the majority leader and the minority leader. The amendments are not subject to amendment. Finally, the rule provides one motion to recommit.

POTENTIAL OF DEGRADABLE PLASTICS

Committee on Science, Space and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Plastics in the Environment: H.R. 5000, Recyclable Materials Science and Technology Development Act of 1988 (the Potential of Degradable Plastics). Testimony was heard from Representatives Gilman, Courter and Lancaster; George Kirkpatrick, Senator, Florida Legislature; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Science, Space and Technology: Subcommittee on Science, Research and Technology approved for full Committee action, as amended, the following bills: S. 1966, Biotechnology Competitiveness Act of 1988; H.R. 3048, National Superconductivity and Competitiveness Act of 1987; and H.R. 4502, Biotechnology Science Coordination and Competitiveness Act of 1988.

WOMEN'S BUSINESS OWNERSHIP ACT

Committee on Small Business: Ordered reported H.R. 5050, Women's Business Ownership Act of 1988.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care approved for full Committee action the following bills: H.R. 5114, amended, Veterans' Health-Care Programs Amendments of 1988; and H.R. 4535, to designate the outpatient clinic of the Veterans' Administration to be located on New Jersey State Route 70 in Brick Township, NJ, as the "James J. Howard Veterans' Outpatient Clinic".

URANIUM ENRICHMENT AND MILL TAILINGS RECLAMATION

Committee on Ways and Means: Held a hearing on uranium enrichment and mill tailings reclamation legislation. Testimony was heard from Representatives Cheney and Richardson; Theodore J. Garrish, Assistant Secretary, Nuclear Energy, Department of Energy; Dana Trier, Tax Legislative Counsel, Department of the Treasury; and public witnesses.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

Joint Meetings

CAPITAL OWNERSHIP DEVELOPMENT PROGRAM

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 1807, to amend the Small Business Act, to reform the Capital Ownership Development Program, but did not complete action thereon, and recessed subject to call.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Conferees on Tuesday, August 9, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4783, appropriating funds for fiscal year 1989 for the Departments of Labor, Health and Human Services, and Education, and related agencies.

APPROPRIATONS—TREASURY/POSTAL SERVICE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4775, appropriating funds for fiscal year 1989 for the Department of the Treasury, U.S. Postal Service, Executive Office of the President, and certain independent agencies.

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August 11, 1988

Thursday, August 11, 1988

Senate

Chamber Action

Routine Proceedings, pages 21884–22055

Measures Introduced: Twenty-one bills and ten resolutions were introduced, as follows: S. 2731–2751, S.J. Res. 367–371, S. Con. Res. 140, and S. Res. 463–466.

Page 21912

Measures Reported: Reports were made as follows:

H.R. 900, to protect and enhance the natural, scenic, cultural, and recreational values of certain segments of the New, Gauley, Meadow, and Bluestone Rivers in West Virginia for the benefit of present and future generations, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–481)

S. 2742, to reauthorize certain social services for the homeless, and for other purposes. (S. Rept. No. 100–482)

S. 2073, entitled the "Thrift Charter Enhancement Act of 1988," with an amendment in the nature of a substitute. (S. Rept. No. 100–483)

S. 1885, to provide for a Federal program for the improvement of child care, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–484)

H.R. 2701, to amend the Natural Gas Policy Act of 1978, to remove certain contract duration and right of first refusal requirements. (S. Rept. No. 100–485)

H.R. 2884, to assure uniformity in the exercise of regulatory jurisdiction pertaining to the transportation of natural gas, and to clarify that the local transportation of natural gas by a distribution company is a matter within State jurisdiction and subject to regulation by State commissions, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No.100–486)

S. 2647, to amend the Higher Education Act of 1965, to reduce the default rate on student loans under that Act, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–487)

Page 21912

Measures Passed:

Sea Turtle Conservation: Senate passed H.R. 5141, to delay temporarily certain regulations relating to sea turtle conservation, after agreeing to an amendment proposed thereto, as follows:

Chaffee Amendment No. 2857, to change the effective date of sea turtle conservation regulations.

Page 22011

National Civil Rights Day: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 140, to designate August 12, 1988, as "National Civil Rights Day," and the joint resolution was then passed.

Page 22040

Recognizing Volunteer Work: Senate agreed to H. Con. Res. 61, to express the sense of the Congress that volunteer work should be listed on employment application forms and taken into account by employers when hiring, and the concurrent resolution was then agreed to.

Page 22022

Commercial Fishing Industry Vessel Safety and Compensation Act: The Committee on Commerce, Science, and Transportation was discharged from the further consideration of H.R. 1841, to establish guidelines for timely compensation for temporary injury incurred by seamen on fishing industry vessels and to require additional safety regulations for fishing industry vessels, and the bill was then passed.

Page 22035

Reauthorization of the Office of Federal Procurement Policy: Senate passed S. 2215, to amend the Office of Federal Procurement Policy Act, to authorize funds for an additional 4 years, after agreeing to committee amendments and an amendment proposed thereto, as follows:

Page 22011

Byrd (for Chiles) Amendment No. 2858, to elevate the positions of Presidential appointees within the Office of Management and Budget.

Page 22015

Authorizations for Certain Water Projects: Senate passed H.R. 4267, to authorize additional funds for the WEB Rural Water Development Project, South Dakota, authorize the use of Pick-Sloan Missouri Basin electric power by the Lower Brule Sioux Indian Tribe, and to rename certain facilities of the Central Valley Project, California, after agreeing to a committee amendment thereto.

Page 22020

GAO Personnel Amendments Act of 1988: Senate passed H.R. 4318, to improve the administration of the personnel systems of the General Accounting Office.

Page 22018

Salmon and Snake River Licensing Prohibition: Senate passed S. 2102, to prohibit the licensing of certain facilities on portions of the Salmon and Snake Rivers in Idaho, after agreeing to committee amendments.

Page 22019

Middle Atlantic Interstate Forest Fire Protection Compact: Senate passed S. 2349, to amend the Middle Atlantic Interstate Forest Fire Protection Compact to include the State of Ohio.

Page 22019

Sleeping Bear Dunes National Lakeshore Advisory Commission: Senate passed S. 2436, to reauthorize the Sleeping Bear Dunes National Lakeshore Advisory Commission.

Page 22019

Mining and Mineral Resources Research Institute Act Authorizations: Senate passed H.R. 3977, to authorize funds for the Mining and Mineral Resources Research Institute Act for fiscal years 1990 through 1993, after agreeing to a committee amendment in the nature of a substitute.

Page 22019

Economic Development Plan for the Northwestern Band of the Shoshoni Nation Act: Senate passed H.R. 2370, to provide for the establishment of an economic development plan for, and Federal services and assistance to, the Northwestern Band of the Shoshoni Nation.

Page 22021

Coushatta Tribe Relief—Louisiana: Senate passed H.R. 3617, to settle certain land claims of the Coushatta Tribe of Louisiana against the United States, to authorize the use of distribution and the settlement funds.

Page 22022

Confederated Tribes of the Grande Ronde Community—Oregon: Senate passed H.R. 4143, to establish a reservation for the Confederated Tribes of the Grande Ronde Community of Oregon.

Page 22022

National Outpatient Ambulatory Surgery Week: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 583, to designate the week beginning September 11, 1988, as "National Outpatient Ambulatory Surgery Week," and the Joint resolution was then passed.

Page 22040

Emergency Medical Services Week: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 539, to designate the week beginning September 18, 1988, as "Emergency Medical Services Week," and the joint resolution was then passed.

Page 22040

Parimutuel Licensing Simplification Act of 1988: Senate passed H.R. 4458, to simplify the process of obtaining licensing by States for participation in parimutuel wagering by allowing consolidated requests to be made to the Federal Government for identification and criminal history records relating to the applicant for such licensing.

Page 22040

Human Rights Abuses in Romania: By unanimous vote of 93 yeas (Vote No. 309), Senate agreed to S. Res. 461, condemning Romania for its human rights abuses, particularly its plan to raze agricultural villages in traditionally Hungarian areas.

Page 21867

Human Rights in Burma: Senate agreed to S. Res. 464, to express the opposition of the Senate to the mass killings, mass arrests, and denial of human rights in the Socialist Republic of Burma.

Page 22008

Senate Arms Control Observer Group: Senate agreed to S. Res. 466, to amend S. Res. 30 of the 100th Congress, to provide for the appointment of additional Members to the Senate Arms Control Observer Group.

Page 22038

Health Maintenance Organization Amendments: Senate passed H.R. 3235, to amend the Public Health Service Act, to revise the program of assistance for health maintenance organizations, after agreeing to a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Page 22031

(1) Byrd (for Kennedy) Amendment No. 2883, to require the Secretary of Health and Human Services to issue regulations concerning the resources of an organization that owns or controls a health maintenance organization.

Page 22033

(2) Dole (for Humphrey) Amendment No. 2884, to prohibit the issuance of regulations, policy statements, or interpretations by the Secretary of Health and Human Services concerning the performance of medically necessary procedures inconsistent with regulations, policy statements, or interpretations already in effect.

Page 22035

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Kennedy, Simon, Adams, Matsunaga, Hatch, Quayle, and Humphrey.

Page 22035

Adjournment Resolution: Senate agreed to H. Con. Res. 356, to provide for an adjournment of the House from August 11 to September 7, and a recess or adjournment of the Senate from August 11 or 12 to September 7, 1988.

Page 22042

Department of Defense Appropriations, 1989: By 90 yeas to 4 nays (Vote No. 308), Senate passed H.R. 4781, to make appropriations for the Department of Defense for the fiscal year ending September 30, 1989, after taking action on additional amendments proposed thereto, as follows:

Page 21813

Adopted:

(1) Johnston Amendment No. 2836, to revise the provisions of section 8113, relating to overseas costs of supporting Department of Defense personnel and their dependents.

Page 21813

(2) McCain modified Amendment No. 2837 (to Amendment No. 2836), in the nature of a substitute. (By 36 yeas to 59 nays (Vote No. 307), Senate earlier failed to table the amendment.)

Page 21813

(3) Stevens Amendment No. 2844, to provide that no funds may be administratively withheld from obligation unless in compliance with section 1012 of the Congressional Budget and Impoundment Control Act of 1974, as amended in P.L. 99–177, and re-

quiring the Secretary of Defense to provide a report which presents a plan for orderly obligation of funds, projects a quarterly expenditure rate for all funds available, and presents a rationale for any delayed obligations relative to the budget plan or intent expressed in the applicable joint explanatory statements of managers.

Page 21815

(4) Johnston (for Proxmire) Amendment No. 2845, to limit the amount of independent research and development costs that may be considered as allowable costs allocable to Government and commercial work under cost-reimbursement type contracts awarded by the Department of Defense.

Page 21816

(5) Johnston (for Dixon) Amendment No. 2846, to provide that the Secretary of Defense shall conduct an independent assessment of Air Force and Army analyses and studies of close air support aircraft alternatives for meeting military requirements for an interim period and after the year 2000.

Page 21817

(6) Johnston (for Symms) Amendment No. 2847, to provide that reimbursable expenses incurred by DOD on behalf of the Soviet Union in monitoring U.S. implement of the INF Treaty, concluded December 8, 1987, may be treated as orders received and obligation authority for the applicable appropriation, account, or fund increased accordingly.

Page 21819

(7) Johnston (for Cohen and Levin) Amendment No. 2848, to revise the authority of the Comptroller General in procurement protests under subchapter V of chapter 35 of title 31, U.S. Code.

Page 21819

(8) Johnston Amendment No. 2849, of a technical and clarifying nature.

Page 21820

(9) Johnston (for Bumpers) Amendment No. 2850, to modify existing law relating to the use of the sewage treatment facilities at Fort Chaffee, Arkansas, by the City of Barling, Arkansas.

Page 21824

(10) Pryor Amendment No. 2851, to establish certain Department of Defense contracting prohibitions and requirements relating to the registration of consultants.

Pages 21825, 21835

(11) Johnston (for Byrd) Amendment No. 2852, to define and clarify the fiscal year 1988 appropriation for the procurement and installation of a supercomputer for the Army.

Page 21838

(12) Stevens (for Hatfield) Amendment No. 2853, to provide $12,000,000 for a new National Defense Science and Engineering Graduate Fellowship Program.

Page 21840

(13) Johnston (for Garn) Amendment No. 2854, to provide that, of the amounts available for obligation for research, development, test, and evaluation, no more than $2,500,000 shall be made available in equal amounts to the Army and the Air Force for the testing and evaluation of low-profile antenna systems for ground-level communications.

Page 21841

(14) Johnston (for Inouye) Amendment No. 2855, to provide that any and all funds derived from contracts or subcontracts issued pursuant to section 8093 shall not be subject to any Hawaii State or local sales, general excise, or similar taxes imposed upon gross sales, gross income or gross receipts, except to the extent that such taxes are uniformly imposed upon physicians, hospitals and all similar direct providers of health providers of health care services.

Page 21842

(15) Johnston Amendment No. 2877, to provide that 30 days after enactment of the Act, no funds available for procurement of ammunition for the Army may be obligated unless funds provided in the FY 1988 Defense Appropriations Act, and in this Act, for an Army RDX production facility are made available for obligation, and a request for proposal is issued for the design, construction, and installation of such a facility.

Page 21853

(16) Johnston (for DeConcini) Amendment No. 2878, to express the sense of the Congress that the President should award the Presidential Medal of Freedom to Charles E. Thornton, Lee Shapiro, and Jim Lindelof, citizens of the United States who were killed in Afghanistan.

Page 21855

Withdrawn:

(1) Boschwitz Amendment No. 2856, to eliminate funds for certain programs not requested by the Department of Defense for fiscal year 1989.

Page 21842

(2) McClure Amendment No. 2876, to enforce compliance with the INF Treaty.

Page 21850

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Stennis, Proxmire, Inouye, Hollings, Chiles, Johnston, Byrd, Leahy, Sasser, DeConcini, Stevens, Weicker, Garn, McClure, Kasten, D'Amato, Rudman, Cochran, and Hatfield.

Page 21864

Defense Authorizations, 1989: Senate passed S. 2749, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces.

Page 22039

Passage Vitiated:

Development of Groundwater Policy: Senate passed S. 1992, to promote intergovernmental and interagency cooperation in the development of groundwater policy, which was subsequently vitiated and the measure was returned to the calendar.

Pages 22020, 22040

Department of Veterans' Affairs Act of 1988: Senate insisted on its amendments to H.R. 3471, to establish the Veterans' Administration as an executive department and to establish the National Commission on Executive Organizations and Management, agreed to the request for a conference there on, and appointed as conferees Senators Glenn, Sasser, Levin, Mitchell, Roth, Stevens, and Heinz, and from the Committees on Veterans' Affairs, Senators Cranston and Murkowski.

Page 22023

Hunger Prevention Act: Senate concurred in the amendment to S. 2560, to amend the Temporary Emergency Food Assistance Act of 1983, to require the Secretary of Agriculture to make available additional types of commodities, to improve child nutrition and food stamp programs, and to provide other hunger relief.

Page 22023

Dire Emergency Supplemental Appropriations, 1988: Senate receded from its amendments numbered 1 through 24 to H.R. 5026, to make dire emergency supplemental appropriations for the fiscal year ending September 30, 1988.

Page 22045

Senate concurred in the amendment of the House to Senate amendment numbered 25.

Page 22047

Authority for Committees: All committees were authorized to file reports during adjournment of the Senate, on Thursday, August 25, from 10 a.m. until 4 p.m.

Page 22023

Authority to Sign: The Majority Leader was authorized to sign all duly enrolled bills and joint resolutions during the adjournment of the Senate over until Wednesday, September 7.

Page 22054

Treaties Considered: Senate considered the following treaties as having passed through their various parliamentary stages, up to and including the presentation of the resolutions of ratification:

Conventions on Nuclear Accidents: Treaty Doc. No. 100-4, Conventions on Early Notification of a Nuclear Accident and on Assistance in the Case of a Nuclear Accident or Radiological Emergency, with Declarations on the part of the United States.

Pages 22041, 22054

International Atomic Energy Agency: Treaty Doc. No. 99-7, Amendment to the Statute of the International Atomic Energy Agency.

Pages 22041, 22054

International Natural Rubber Agreement: Treaty Doc. No. 100-9, International Natural Rubber Agreement, 1987.

Pages 22041, 22054

A unanimous-consent agreement was reached providing for further consideration of the treaties on Wednesday, September 7, with rollcall votes to occur thereon.

Page 22041

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 85 yeas (Vote No. 310), the nomination of Richard L. Thornburgh, of Pennsylvania, to be Attorney General, Department of Justice.

Pages 21892, 22048

Senate also confirmed the following:

Christopher W.S. Ross, of California, to be Ambassador to the Democratic and Popular Republic of Algeria.

Page 22050

James B. Werson, of California, to be a Member of the Board of Directors of the National Corporation for Housing Partnerships.

William G. Walker, of California, to be Ambassador to the Republic of El Salvador.

John T. McCarthy, of New York, to be Ambassador to the Republic of Lebanon.

Edward P. Djerejian, of Maryland, to be Ambassador to the Syrian Arab Republic.

Thomas Edmund McNamara, of Connecticut, to be Ambassador to the Republic of Colombia.

Mark T. Cox IV, of Florida, to be United States Alternate Executive Director of the International Bank for Reconstruction and Development.

William H. Fite, of Pennsylvania, to be an Assistant Director of the United States Arms Control and Disarmament Agency.

Michael H. Newlin, of Maryland, to be the Representative of the United States of America to the Vienna Office of the United Nations and Deputy Representative of the United States of America to the International Atomic Energy Agency, with the rank of Ambassador.

C. Paul Robinson, of New Jersey, for the rank of Ambassador while serving as the United States Negotiator for the Nuclear Testing Talks.

Robert S. Gelbard, of Washington, to be Ambassador to the Republic of Bolivia.

Robert O. Hunter, Jr., of California, to be Director of the Office of Energy Research.

Donna R. Fitzpatrick, of the District of Columbia, to be Under Secretary of Energy.

John Florian Kordek, of Illinois, to be Ambassador to the Republic of Botswana.

Carl Copeland Cundiff, of Nevada, to be Ambassador to the Republic of Niger.

John Andrew Burroughs, Jr., of Maryland, to be Ambassador to the Republic of Uganda.

Robert L. Pugh, of Virginia, to be Ambassador to the Republic of Chad.

William H. Twaddell, of Rhode Island, to be Ambassador to the Republic of Mauritania.

John B. Coles, of California, to be a Member of the Board of Directors of the National Corporation for Housing Partnerships.

James G. Stearns, of Nevada, to be Director of the Securities Investor Protection Corporation.

Stanley J. Glod, of Virginia, to be Chairman of the Foreign Claims Settlement Commission of the United States.

Randall R. Rader, of Virginia, to be a Judge of the United States Claims Court.

Simeon Timothy Lake III, of Texas, to be United States District Judge for the Southern District.

Herbert J. Hutton, of Pennsylvania, to be United States District Judge for the Eastern District.

Salvatore R. Martoche, of New York, to be an Assistant Secretary of the Treasury.

Ronald A. Cass, of Massachusetts, to be a Member of the United States International Trade Commission.

Don E. Newquist, of Texas, to be a Member of the United States International Trade Commission.

R. James Woolsey, of Maryland, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation.

Sam E. Keith, Jr., of Texas, to be aMember of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation.

Margaret Truman Daniel, of New York, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation.

Justin W. Dart, Jr., of Texas, to be a Member of the National Council on the Handicapped.

Robert S. Muller, of Michigan, to be a Member of the National Council on the Handicapped.

Betty Southard Murphy, of Virginia, to be a Member of the Board of Tustees of the James Madison Memorial Fellowship Foundation.

Daniel C. Drucker, of Florida, to be a Member of the National Science Board, National Science Foundation.

Phyllis Curtin, of Massachusetts, to be a Member of the National Council on the Arts.

Mel Harris, of California, to be a Member of the National Council on the Arts.

Wendy W. Lueri, of New York, to be a Member of the National Council on the Arts.

Kevin Roche, of Connecticut, to be a Member of the National Council on the Arts.

Jocelyn Levi Straus, of Texas, to be a Member of the National Council on the Arts.

Marvin Hamlisch, of New York, to be a Member of the National Council on the Arts.

Roberts T. Jones, of Virgina, to be an Assistant Secretary of Labor.

Lawrence J. Jensen, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency.

Two Navy nominations in the rank of admiral.

Routine lists of Foreign Services nominations.

Page 2055

Nominations Received: Senate received the following nominations:

Bruce K. Chapman, of Washington, to be an Alternate Representative of the United States to the Thirty-Second Session of the General Conference of the International Atomic Energy Agency.

Richard T. Kennedy, of the District of Columbia, to be an Alternate Representative of the United States to the Thirty-Second Session of the General Conference of the International Atomic Energy Agency.

Guy G. Hurlbutt, of Idaho, to be United States Circuit Judge for the Ninth Circuit.

J. Joseph Lydon, of Massachusetts, to be a Member of the Federal Labor Relations Authority.

Elinor H. Swaim, of North Carolina, to be a Member of the National Commission on Libraries and Information Science.

Jeanne J. Smoot, of North Carolina, to be a Member of the National Council on the Humanities.

Arnold L. Steinberg, of California, to be a Member of the Board of Directors of the National Institute of Building Sciences.

Arden L. Bement, Jr., of Ohio, to be a Member of the National Science Board, National Science Foundation.

James R. Curtiss, of Maryland, to be a Member of the Nuclear Regulatory Commission.

John F. Daffron, Jr., of Virginia, to be a Member of the Board of Directors of the State Justice Institute.

The following-named persons to be Members of the Peace Corps National Advisory Council:

John Bigelow, of Idaho; Marc L. Holtzman, of Pennsylvania; Maureen O'Hara, of Florida; Josephine K. Olsen, of Maryland; Sue Wagner, of

Nevada; Peter L. Boynton, of Virginia; Robert W. Hazlett, of the District of Columbia; Creighton E. Mershon, Sr., of Kentucky; John J. Petillo, of New Jersey; Alice Roxana Thompson, of Virginia; and Colleen Toy White, of California.

Page 22055

Messages From the President: **Page 21911**

Messages From the House: **Page 21911**

Measures Referred: **Page 21912**

Measures Read First Time: **Page 21912**

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Authority for Committees: **Page 21966**

Notices of Hearings: **Page 21966**

Additional Statements: **Page 21966**

Record Votes: Four record votes were taken today. (Total—310.)

Pages 21814, 21864, 21878, 21896

Adjournment: Senate convened at 9 a.m., and, pursuant to the provisions of H. Con. Res. 356, adjourned at 10:11 p.m., until 10 a.m. on Wednesday, September 7, 1988. (for Senate's program, see the remarks of Senator Byrd in Today's Record on page 22055.)

Committee Meetings

BUSINESS MEETING

Committee on Armed Services: Committee ordered the following nominations favorably reported:

Rear Adm. James D. Williams, to be Vice Admiral; and

Rear Adm. John D. Bulkeley, to be Vice Admiral.

FIRST REPUBLIC BANK OF TEXAS

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to review the North Carolina National Bank's assumption of control of the First Republic Bank of Texas, receiving testimony from L. William Seidman, Chairman, Federal Deposit Insurance Corporation.

Hearings were recessed subject to call.

COMPUTER NETWORKS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to examine new developments in computing and computer networking, after receiving testimony from Paul Kutler, Acting Director, Aerodynamics Division, Office of Aeronautics and Space Technology, National Aeronautics and Space Administration; William Wulf, Assistant Director, Directorate for Computer and Information Science and Engineering, National Science Foundation; Paul G. Huray, University of South Carolina, Columbia; Leonard Kleinrock, University of California, Los Angeles; Robert E. Kahn, Corporation for National Research Initiatives, Washington, D.C.; Robert E. Dickinson, National Center for Atmospheric Research, Boulder, Colorado; Kenneth M. King, EDUCOM, Princeton, New Jersey; John Connolly, University of Kentucky, Lexington; and Alan McAdams, Cornell University, Ithaca, New York.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following measures favorably reported:

S. 59, to transfer specified public lands in Nevada for inclusion in the Toiyabe or the Inyo National Forest, with an amendment in the nature of a substitute;

S. 1554, to provide Federal assistance for research, development and demonstration of renewable energy and energy conservation, with an amendment in the nature of a substitute;

S. 1480, to promote the integration of universities and private industry in the National Laboratory system of the Department of Energy in order to improve the development of technology in areas of economic potential, with an amendment in the nature of a substitute; and

The nomination of Martha O. Hesse, of Illinois, to be a Member of the Federal Energy Regulatory Commission.

GLOBAL CLIMATE CHANGES

Committee on Energy and Natural Resources: Committee concluded hearings to review Federal agencies' response to scientific evidence of global climate change, and on S. 2667, to establish a national energy policy to reduce the generation of carbon monoxide and trace gases in order to slow the pace and degree of atmospheric warming and global climate change, after receiving testimony from Donna R. Fitzpatrick, Associate Under Secretary of Energy; Robert Wayland III, Deputy Assistant Administrator for Policy, Planning and Evaluation, and Peter R. Jutro, Acting Director Global Change Research Program, both of the Environmental Protection Agency; Daniel L. Albritton, Director, Aeronomy Laboratory, Environmental Research Laboratories, Boulder, Colorado, National Oceanic and Atmospheric Administration; Robert T. Watson, Director, Goddard Institute for Space Studies, National Aeronautics and Space Administration; and Stephen H. Schneider, National Center for Atmospheric Research, Boulder, Colorado.

PCB WASTE

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances concluded hearings on the regulation of PCB toxic wastes, after receiving testimony from Representatives Synar, Florio, and Clinger; Jeffrey Denit, Deputy Director, Office of Solid Waste, Environmental Protection Agency; Arthur A. Davis, Pennsylvania Department of Environmental Resources, Harrisburg; Alvin Bowles, Maryland Department of the Environment, Annapolis; Richard C. Fortuna, Hazardous Waste Treatment Council, and Steven Rosenthal, National Electrical Manufacturers Association, both of Washington, D.C.; and Thomas Seidoff, Union Electric Company, and John Craddock, Monsanto Corporation, both of St. Louis, Missouri.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Carol C. Adelman, of Virginia, to be an Assistant Administrator of the Agency for International Development, after the nominee testified and answered questions in her own behalf.

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to review objections raised by the Department of Justice to the continuation of sworn depositions of Department of Justice employees by the subcommittee under subpoena to appear and testify in depositions, receiving testimony from Thomas Stanton, Director and Counsel, and Robert Huneycut, Staff Assistant, Administrative Services, both of the Executive Office of U.S. Trustees, and Sandra P. Spooner, Deputy Director, Commercial Litigation Branch, and John R. Bolton, Assistant Attorney General, both of the Civil Division, all of the Department of Justice.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 42 public bills, H.R. 5203–5244; 2 private bills, H.R. 5245–5246; and 20 resolutions, H.J. Res. 639–646, H. Con. Res. 356–360, and H. Res. 522–528 were introduced.

Page 22305

Bills Reported: Reports were filed follows:

Report entitled "Small Business Committee Allocation of Budget Totals to Subcommittees for fiscal year 1989" (H. Rept. 100–863);

H.R. 4994, to amend title 18, United States Code, to permit Federal Prison Industries to borrow from the Treasury (H. Rept. 100–864);

H. Res. 522, providing for the consideration of H.R. 4417, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1989 (H. Rept. 100–865);

H. Res. 523, providing for the consideration of H.R. 4986, to amend the Higher Education Act of 1965 to reduce the default rate on student loans under that Act (H. Rept. 100–866);

H.R. 2504, to withdraw certain public lands in Eddy County, New Mexico, amended (H. Rept. 100–867);

H.R. 4102, to provide for the settlement of the water rights claims of the Salt River Pima-Maricopa Indian Community in Maricopa County, Arizona, amended (H. Rept. 100–868);

H.R. 4689, to amend the Nuclear Waste Policy Act of 1982 with respect to the Office of the Nuclear Waste Negotiator (H. Rept. 100–869);

H.R. 1474, H.R. 2857, H.R. 4538, H.R. 4566, H.R. 4634, H. Res. 61, and H. Res. 200, all private measures (H. Repts. 100–870 through 100–876, respectively);

H. Res. 524, providing for the disposition of the Senate amendments to H.R. 5026, making dire emergency supplemental appropriations for the fiscal year 1988 (H. Rept. 100–877);

H.R. 4140, to require an Office of Investigations within the Nuclear Regulatory Commission (H. Rept. 100–878);

Conference report on H.R. 4387, to authorize appropriations for fiscal year 1989 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System (H. Rept. 100–879);

Conference report on H.R. 4783, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1989 (H. Rept. 100–880).

Page 22304

Late Report: Conferees received permission to have until midnight tonight to file the conference report on H.R. 4783, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1989.

Page 22058

Hunger Relief: House passed S. 2560, to amend the Temporary Emergency Food Assistance Act of 1983 to require the Secretary of Agriculture to make available additional types of commodities, to improve child nutrition and food stamp programs, and to provide other hunger relief.

Page 22059

Agreed to the Panetta amendment in the nature of a substitute.

Page 22085

H.R. 4060, a similar House-passed bill, was laid on the table.

Page 22085

Defense Authorization: House agreed to the Foley motion to table the Walker motion to discharge H.R. 4264, National Defense Authorization Act for fiscal year 1989, from the Committee on Armed Services (agreed to by a yea-and-nay vote of 234 yeas to 160 nays, Roll No. 280).

Page 22085

U.S. Bipartisan Commission on Comprehensive Health Care: The Speaker appointed as members of the United States Bipartisan Commission on Comprehensive Health Care the following Members on the part of the House: Representatives Pepper, Stark, Waxman, Oakar, Gradison, and Tauke.

Page 22086

Omnibus Drug Initiative: House agreed to H. Res. 521, providing for the consideration of a bill relating to the omnibus drug initiative (agreed to by a yea-and-nay vote of 363 yeas to 41 nays, Roll No. 281).

Page 22086

Subsequently, Committee on Rules received permission to have until Wednesday, September 7 to file a supplemental report on H. Res. 521.

Page 22105

Member Sworn: Representative-elect Costello presented himself in the Well of the House and was administered the oath of office by the Speaker.

Page 22106

Subcommittee to Sit: Subcommittee on Criminal Justice of the Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule.

Page 22116

Late Report: Conferees received permission to have until midnight tonight to file the conference report on H.R. 4387, to authorize appropriations for fiscal year 1989 and intelligence and intelligence-related activities of the United States Government, for the intelligence community staff, and for the Central Intelligence Agency retirement and disability system.

Page 22117

Resignations-Appointments: Notwithstanding any adjournment of the House until Wednesday, September 7, the Speaker was authorized to accept resignations, and appoint commissions, boards, and committees authorized by law or by the House.

Page 22118

District Work Period: House agreed to H. Con. Res. 356, providing for a conditional adjournment of Congress.

Page 22118

Late Report: Conferees received permission to have until midnight on Friday, August 12 to file the conference report on H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain independent agencies.

Page 22118

Anti-Apartheid Act Amendments: By a recorded vote of 244 ayes to 132 noes, Roll No. 288, the House passed H.R. 1580, to prohibit investments in, and certain other activities with respect to, South Africa.

Page 22118

Rejected the Broomfield motion to recommit the bill to the Committee on Foreign Affairs with instructions to report it back forthwith containing an amendment to provide that no provision in the bill should go into effect until the President certified that the timing and contents will not undermine peace negotiations among Angola, Cuba and South Africa or undermine the United States national security interest in South Africa (rejected by a recorded vote of 137 ayes to 24 noes, Roll No. 287).

Page 22201

Agreed to the committee amendment in the nature of a substitute.

Page 22200

Rejected:

The Broomfield amendment that sought to permit the President to waive sanctions in the bill if Germany, Italy, France, Britain, and Japan are not invoking comparable sanctions; permit continued investment in businesses majority-owned by blacks and other non-white South Africans as well as to provide other exemptions to the investment ban; provide additional Presidential authority to extend United States assistance to South Africans; and permit the Export-Import Bank to extend credits to black majority-owned businesses (rejected by a recorded vote of 155 ayes to 236 noes, Roll No. 284);

Page 22173

The Kyl amendment that sought to allow intelligence cooperation with South Africa if the President certifies that such cooperation is in the best interest of the United States (rejected by a recorded vote of 169 ayes to 314 noes, Roll No. 285); and

Page 22184

The Burton amendment that sought to retain existing sanctions while providing for contributions to black development projects in South Africa, authorize $2 million in loans to microenterprises, authorize $8 million for expansion of black private enterprises, and exempt minority-owned firms from import restrictions (rejected by a recorded vote of 125 ayes to 259 noes, Roll No. 286).

Page 22185

H. Res. 519, providing for the consideration of the bill, was agreed to earlier by a yea-and-nay vote of 246 yeas to 159 nays, Roll No. 282.

Page 22106

District of Columbia Bonds: House passed H.R. 5143, to waive the period of congressional review for certain District of Columbia acts authorizing the issuance of revenue bonds.

Page 22204

Emergency Supplemental Appropriations: By a yea-and-nay vote of 370 yeas to 32 nays, Roll No. 290, the House agreed to the Whitten motion to agree to Senate amendment No. 25, with an amendment; and disagree to Senate amendments Nos. 1–24 to H.R. 5026, making dire emergency supplemental appropriations for the fiscal year ending September 30, 1988—returning the measure to the Senate.

Page 22206

H. Res. 524, the rule providing for the disposition of the Senate amendments to H.R. 5026, was agreed to earlier by a recorded vote of 274 ayes to 52 noes, Roll No. 289.

Page 22205

Late Reports: Committee on Agriculture received permission to have until midnight tonight to file a report on H.R. 3680, to revoke certain public land orders, and transfer certain public lands.

Page 22212

Committee on Judiciary received permission to have until midnight Friday, August 12, to file a report on H.R. 4427, to amend the Immigration and Nationality Act with respect to the grounds for exclusion and deportation of aliens; and

Page 22212

Committee on Public Works and Transportation received permission to have until midnight Friday, August 12, to file reports on H.R. 5073, to amend the Federal Aviation Act of 1958 to provide protection for aviation whistleblowers; and S. 1934, authorizing the Architect of the Capitol and the Secretary of Transportation to undertake a study of the needs of the Federal judiciary for additional office space, to authorize the Architect of the Capitol to contract for the design and construction of a building adjacent to Union Station in the District of Columbia to house agencies offices in the judicial branch of the United States.

Page 22212

Sea Turtle Conservation: House agreed to the Senate amendment to H.R. 5141, to delay temporarily certain regulations relating to sea turtle conservation—clearing the measure for the President.

Page 22205

Referrals: Five Senate-passed measures were referred to the appropriate House committees.

Page 22303

Quorum Calls—Votes: Four yea-and-nay votes, six recorded votes, and one quorum call developed during the proceedings of the House today and appear on pages 22085, 22105, 22115, 22147, 22182, 22185, 22200, 22202, 22205, 22211.

Adjournment: Met at 10 a.m. and, pursuant to the provisions of H. Con. Res. 356, and adjourned at 9:15 p.m. until noon on Wednesday, September 7.

Page 22304

Committee Meetings

OMNIBUS PUBLIC LANDS AND NATIONAL FORESTS ADJUSTMENTS ACT

Committee on Agriculture: Ordered reported, as amended, H.R. 3680, Omnibus Public Lands and National Forests Adjustments Act of 1988.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on professional military education. Testimony was heard from Adm. William J. Crowe, Jr., Chairman, Joint Chiefs of Staff.

SAFETY HAZARDS POSED BY TOY GUNS

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on the safety hazards posed by toy guns, including the following bills: H.R. 3433, to require manufacturers of toy firearms to distinctively mark the toy firearms as toys; and H.R. 4732, to ban from commerce realistic toy guns. Testimony was heard from Representative Levine of California; and public witnesses.

FEDERAL RECOGNITION FOR THE LUMBEE TRIBE OF NORTH CAROLINA

Committee on Interior and Insular Affairs: Held a hearing on H.R. 5042, to provide Federal recognition for the Lumbee Tribe of North Carolina. Testimony was heard from Representative Rose; Ross Swimmer, Assistant Secretary, Indian Affairs, Department of the Interior; and public witnesses.

POVERTY POINT NATIONAL MONUMENT ACT; MISSISSIPPI RIVER

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action, as amended, H.R. 775, Poverty Point National Monument Act.

The Subcommittee also held a hearing on the following bills: H.R. 3204, Mississippi River National Heritage Corridor Act of 1987; and H.R. 3322, to provide for a study to identify areas to be included in a Mississippi River National Park. Testimony was heard from Representatives Espy, Buechner and Alexander; Denis P. Galvin, Deputy Director, National Park Service, Department of the Interior; Gene

Waldorf, member, State Senate, Minnesota; and public witnesses.

HEALTH WASTE ANTI-DUMPING ACT; PROTECTION OF CHILDREN FROM PORNOGRAPHY AND OBSCENITY

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action the introduction of a clean bill in lieu of H.R. 5130, Health Waste Anti-Dumping Act of 1988.

The Subcommittee also continued hearings on the following bills: H.R. 1213, Pornography Victims Protection Act of 1987; H.R. 1438, Omnibus Family Decency Protection Act of 1987; H.R. 2605, Children's Home Video Protection Act of 1987; H.R. 3889, Child Protection and Obscenity Enforcement Act of 1988; and H.R. 4257, to prevent the mailing of unsolicited sexually oriented advertisements. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Criminal Justice approved for full Committee action the following measures: H. Con. Res. 84, expressing the sense of the Congress that the mail fraud charges brought against Marcus Garvey by the Federal Government were not substantiated and that his conviction on those charges was unjust and unwarranted; and a clean bill to be introduced in lieu of H.R. 3914, Commission on Racially Motivated Violence Act of 1988.

GROUND WATER CONTAMINATION BY PESTICIDES

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on ground water contamination by pesticides. Testimony was heard from Susan Wayland, Deputy Director, Office of Pesticide Programs, EPA; John A. Miranowski, Director, Natural Resource Economics Division, Economic Research Service, USDA; the following officials of the State of Minnesota: Dr. Raymond W. Thron, Director, Division of Environmental Health; and Greg Buzicky, Chief, Environmental Quality Section, Department of Agriculture; and public witnesses.

STUDENT DEFAULT INITIATIVE ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4986, Student Default Initiative Act of 1988. Testimony was heard from Representatives Williams, Coleman of Missouri and Kasich.

NATIONAL BUREAU OF STANDARDS AUTHORIZATION ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4417, National Bureau of Standards Authorization Act for Fiscal Year 1989. Testimony was heard from Chairman Roe and Representatives Walgren and Lujan.

SUPPLEMENTAL APPROPRIATIONS

Committee on Rules: Granted a rule providing for a motion to take H.R. 5026, making dire emergency supplemental appropriations for the fiscal year ending September 30, 1988, from the Speaker's table and to disagree to Senate amendments numbered 1–24 and to concur in Senate amendment numbered 25 with an amendment to be offered by Representative Whitten. The motion is to be considered as having been read, is to be debatable for not to exceed one hour, and is not to be subject to a demand for a division of the question. Finally, the rule provides that the previous question is considered as having been ordered on the motion to final adoption without intervening motion. Testimony was heard from Representatives Smith of Iowa and McDade.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Ordered reported the following measures: H. Con. Res. 290, supporting the International Decade for Natural Disaster Reduction by endorsing the establishment of a United States Decade for Natural Disaster Reduction; S. 1966, amended, Biotechology Competitiveness Act of 1988; H.R. 4502, amended, Biotechnology Science Coordination and Competitiveness Act of 1988; H. Res. 450, amended, to express the sense of the House of Representatives that the Federal Aviation Administration should immediately establish a research and development program to study structural fatigue, wear, corrosion and damage to aircraft resulting from age and intensive utilization and to conduct nondestructive and destructive testing of older aircraft on a regular basis; H.R. 4686, amended, Aviation Safety Research Act of 1988; H.R. 3779, Controller Performance Research Act; and H.R. 5132, amended, National Laboratory Competitiveness Act of 1988.

BOARD OF VETERANS APPEALS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on the Board of Veterans Appeals. Testimony was heard from Kenneth E. Eaton, Chairman, Board of Veterans Appeals, VA; and representatives of veterans' organizations.

AIRPORT AND AIRWAY TRUST FUND

Committee on Ways and Means: Subcommittee on Oversight held a hearing to review the operation and future status of the Airport and Airway Trust Fund. Testimony was heard from Representative Anderson; the following officials of the Department of Transportation: Janet Hale, Assistant Secretary, Budget and Programs; and T. Allan McArtor, Administrator, FAA; and public witnesses.

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Wednesday, September 7, 1988

Senate

Chamber Action

Routine Proceedings, pages 22417–22596

Measures Introduced: Six bills and two resolutions were introduced, as follows: S. 2753–2758, and S.J. Res. 372–373.

Page 22464

Measures Reported: Reports were made as follows:

Received on August 25, during the adjournment:

S. 1613, to authorize the Secretary of the Interior to construct, operate, and maintain the Umatilla Basin Project, Oregon, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–488)

S. 2108, to authorize the Secretary of the Interior to conduct the Reclamation Groundwater Management and Technical Assistance Study, with an amendment. (S. Rept. No. 100–489)

H.R. 2772, to authorize the Lyman-Jones, West River, and Oglala Sioux Rural Water Development Projects, with amendments. (S. Rept. No. 100–490)

H.R. 2858, to provide for refunds pursuant to rate decreases under the Federal Power Act, with an amendment in the nature of a substitute. (S. Rept. No. 100–491)

S. 438, to modify the application of the anti-trust laws to encourage the licensing and other use of certain intellectual property, with an amendment in the nature of a substitute. (S. Rept. No. 100–492)

S. 2382, to delay the implementation of a certain rule affecting the provision of health services by the Indian Health Service, with an amendment in the nature of a substitute. (S. Rept. No. 100–493)

S. 1722, to authorize the establishment of the National Museum of the American Indian, Heye Foundation within the Smithsonian Institution, and to establish a memorial to the American Indian, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–494)

Report to accompany S. 2153, to provide for the settlement of the water rights claims of the Salt River Pima-Maricopa Indian Community in Maricopa County, Arizona, and for other purposes. (S. Rept. No. 100–495)

Special Report entitled "Monetary Policy Report for 1988, Committee on Banking, Housing, and Urban Affairs" (with additional views). (S. Rept. No. 100–496)

S. 182, to amend title 3, United States Code, and the Uniform Time Act of 1966 to establish a single poll closing time in the continental United States for Presidential general elections, with an amendment in the nature of a substitute. (S. Rept. No. 100–497)

S. 2753, to extend the requirements of the National Environmental Policy Act to recommendations for the United States vote in international financial institutions. (S. Rept. No. 100–498)

S. 2478, to provide for a 2-year Federal budget cycle, and for other purposes, with amendments (with additional views). (S. Rept. No. 100–499) Referred to the Committee on the Budget.

Received today:

S. 2757, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation, to make supplemental authorizations of appropriations for the Board for International Broadcasting, to prevent the abuse of diplomatic immunity, and for other purposes. (S. Rept. No. 100–500)

Page 22464

Measures Passed:

Return of Senator Biden: Senate agreed to S. Res. 465, extending a warmest welcome and personal happiness to Senator Joe Biden, upon his return after a six-month absence to recuperate from surgery, and extending best wishes for his continued good health.

Page 22436

Textile and Apparel Trade Act of 1988: By 68 yeas to 29 nays (Vote No. 314), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on S. 2662, to remedy injury to the United States textile and apparel industries caused by increased imports.

Pages 22423, 22435

Senate began consideration of the bill, taking action on amendments proposed thereto, as follows:

Rejected:

(1) Packwood Amendment No. 2881, to provide that the textile quota shall not apply in any year in which the domestic industry has an above-average return on its assets. (By 62 yeas to 32 nays (Vote No. 316), Senate tabled the amendment.)

Page 22439

(2) Gramm Amendment No. 2862, to provide that the President may suspend the application of the provisions of the Act if he determines that application of the provisions of the Act would impose an economic burden on the poor proportionately greater than that imposed on the population of the United States as a whole. (By 60 yeas to 22 nays (Vote No. 317), Senate tabled the amendment.)

Page 22446

(3) Evans Amendment No. 2860L, to provide that the limitations on the importation on the aggregate

quantity of textiles and textile products proscribed under subsections (a) through (f) shall not apply to any country that, in calendar 1987, purchased more textiles and textile products produced in the United States than it exported such products to the United States. (By 59 yeas to 31 nays (Vote No. 318), Senate tabled the amendment.)

Page 22450

(4) Gramm Amendment No. 2871, to exempt workers' coveralls, uniforms, workshoes, and workboots from the provisions of the bill. (By 62 yeas to 28 nays (Vote No. 319), Senate tabled the amendment.)

Page 22453

During today's consideration of the bill, the following action was also taken:

By 71 yeas to 24 nays (Vote No. 315), Senate tabled a Gramm point of order that the bill was unconstitutional, as being a revenue measure originating in the Senate.

Page 22439

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, September 8.

Taft Institute Authorizations: Senate insisted on its amendment to H.R. 4585, to extend the authorization of funds for the Taft Institute through fiscal year 1988, agreed to a request for a conference with the House thereon, and appointed as conferees Senators Kennedy, Pell, Matsunaga, Mikulski, Hatch, Stafford, and Thurmond.

Page 22595

Treaties Approved: The following treaties having passed through their various parliamentary stages, up to and including the presentation of resolutions of ratification, two-thirds of the Senators present having voted in the affirmative, the resolutions of ratification were agreed to:

Nuclear Accident or Radiological Emergency: By unanimous vote of 97 yeas (Vote No. 311), Treaty Doc. No. 10–4, Conventions the Early Notification of a Nuclear Accident and on Assistance in the Case of a Nuclear Accident or Radiological Emergency, with Declarations on the part of the United States.

Page 22422

International Atomic Energy Agency: By unanimous vote of 97 yeas (Vote No. 312), Treaty Doc. No. 99–7, Amendment to the Statute of the International Atomic Energy Agency.

Page 22422

International Natural Rubber Agreement: By unanimous vote of 97 yeas (Vote No. 313), Treaty Doc. No. 100–9, International Natural Rubber Agreement, 1987.

Pages 22422, 22434

Nominations Received: Senate received the following nominations:

Robert Bigger Oakley, of Louisiana, to be Ambassador to the Islamic Republic of Pakistan.

Patricia Mary Byrne, of Ohio, to be an Alternate Representative of the United States of America to the Forty-third Session of the General Assembly of the United Nations.

Francis S. Ruddy, of Texas, to be General Counsel of the Department of Energy.

1 Air Force nomination in the rank of general.

3 Army nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine list of Foreign Service nominations.

Page 22595

Messages From the President: **Page 22461**

Messages From the House: **Page 22462**

Measures Read First Time: **Page 22462**

Measures Ordered Placed on Calendar: **Page 22462**

Communications: **Page 22462**

Statements on Introduced Bills: **Page 22465**

Amendments Submitted: **Page 22470**

Additional Cosponsors: **Page 22468**

Authority for Committees: **Page 22569**

Notices of Hearings: **Page 22569**

Additional Statements: **Page 22570**

Record Votes: Nine record votes were taken today. (Total—319)

Pages 22434, 22435, 22439, 22446, 22449, 22453, 22455

Recess: Senate met at 10 a.m., and recessed at 6:29 p.m., until 10 a.m., on Thursday, September 8, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 22595.)

Committee Meetings

OKLAHOMA WILDERNESS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Conservation and Forestry held hearings on S. 2571, to designate certain National Forest System Lands in the State of Oklahoma for inclusion in the national Wilderness Preservation System, and create the Winding Stair Mountain National Recreation and Wilderness Area, receiving testimony from Senators Boren and Nickles; Representative Watkins; George M. Leonard, Associate Chief, and Mike Curran, Supervisor (Hot Springs, Arkansas), both of the U.S. Forest Service, Department of Agriculture; Beth Johnson, Sierra Club (Regional Representative), Dallas, Texas; Peter Kirby, Wilderness Society (Southeast Regional Director), Atlanta, Georgia; Kent Robinson, National Forest Products Association, Washington, DC; Gene White, Burnett Lumber Company, Heavener, Oklahoma; Oklahoma State Senator Larry Dickerson, and Dwight

Dedmon, Poteau Chamber of Commerce, both of Poteau, Oklahoma; and Oklahoma State Representative Ron Glenn, Heavener.

Hearings were recessed subject to call.

WAR POWERS

Committee on Foreign Relations: Special Subcommittee on War Powers resumed hearings to review the War Powers Resolution of 1973 (P.L. 93–148), receiving testimony from Albert Lakeland, former Minority Staff Director, Senate Committee on Foreign Relations; Gen. David C. Jones (USAF-Ret.) and Gen. John William Vessey, Jr. (USA-Ret.), both former Chairmen, Joint Chiefs of Staff; Gen. Brent Scowcroft (USAF-Ret.), former National Security Adviser; and Terry Emerson, Washington, DC.

Hearings continue on Wednesday, September 14.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 5247–5261; and 3 resolutions, H.J. Res. 647, H. Con. Res. 361, and H. Res. 529 were introduced.

Page 22752

Bills Reported: Reports were filed as follows:

Conference report on H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989 (H. Rept. 100–881);

H.R. 4427, to amend the Immigration and Nationality Act with respect to the grounds for exclusion and deportation of aliens, amended (H. Rept. 100–882);

H.R. 5073, to amend the Federal Aviation Act of 1958 to provide protection for aviation whistleblowers, amended (H. Rept. 100–883);

S. 1934, pursuant to the report ordered by Public Law 99–229 which directed the Architect of the Capitol and the Secretary of Transportation to undertake a study of the needs of the Federal judiciary for additional Federal office space, and to authorize the Architect of the Capitol to contract for the design and construction of a building adjacent to Union Station in the District of Columbia to house agencies offices in the judicial branch of the United States, amended (H. Rept. 100–884; foregoing reports filed on August 12);

Report entitled "Towards More Effective and Efficient Auditing of Government Transportation Bills: GSA Oversight" (H. Rept. 100–885);

Report entitled "Investigation of Disability Compensation Programs of the Veterans' Administration" (H. Rept. 100–886);

H.R. 2848, Satellite Home Viewer Copyright Act of 1988, amended (H. Rept. 100–887; foregoing reports filed on August 18);

H.R. 4970, to amend title 35 of the United States Code relating to animal patents, amended (H. Rept. 100–888);

H.R. 4807, Court Reform and Access to Justice Act of 1988, amended (H. Rept. 100–889; foregoing reports filed on August 26);

Report entitled "Revised Allocations of Subdivision of Budget Totals for Fiscal Year 1989" (H. Rept. 100–890); and

H.R. 4844, to direct the Federal Aviation Administration to provide assistance to law enforcement agencies in their efforts with respect to drug trafficking interdiction, amended (H. Rept. 100–891).

Page 22751

Defense Authorization: By a yea-and-nay vote of 217 yeas to 148 nays, Roll No. 291, the House agreed to the Glickman motion to table the Walker motion to discharge the Committee on Armed Services from the further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989.

Page 22598

Resignation: Read a letter from Delegate Sunia wherein he resigns as a Delegate to the 100th Congress, effective September 6, 1988.

Page 22999

Committee Resignation: Read and accepted a letter from Representative Molinari wherein he resigns as a member of the House Select Committee on Hunger, effective September 7, 1988.

Page 22600

Omnibus Drug Initiative: House completed all general debate on H.R. 5210, to prevent the manufacturing, distribution, and use of illegal drugs; but came to no resolution thereon. Consideration of amendments will begin on Thursday, September 8, 1988.

Page 22605

Treasury-Postal Service Appropriations: By a yea-and-nay vote of 371 yeas to 30 nays, Roll No. 292, the House agreed to the conference report on H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989.

Page 22699

House receded in its disagreement and concurred in Senate amendments Nos. 10, 11, 16, 31, 45–47, 62, 63, 71, 76, 85, and 102.

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 2, 25, 35, 39, 41, 42, 44, 49, 53, 60, 68, 72, 74, 75, 77, 80, 81, 88–93, 98, 100, 113, 116, 117, 121, 122, 138, 141–143, 145, 146, 149, and 152–154—clearing the measure for Senate action.

Page 22706

Burmese Democracy: House agreed to H. Res. 529, in support of the restoration of democratic government in Burma.

Page 22715

Committee to Sit: Committee on Public Works and Transportation received permission to sit during proceedings of the House under the 5-minute rule on Thursday, September 8.

Page 22718

D.A.R.E. Day: House passed S.J. Res. 295, to provide for the designation of September 15, 1988, as "National D.A.R.E. Day"—clearing the measure for the President.

Page 22718

Referrals: Five Senate-passed measures were referred to the appropriate House committees.

Page 22747

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 22598, 22705. There were no quorum calls.

Adjournment: Met at noon and adjourned at 7:50 p.m.

Committee Meetings

PESTICIDE FOOD SAFETY ACT

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing on H.R. 4937, Pesticide Food Safety Act of 1988. Testimony was heard from public witnesses.

REVISED ALLOCATIONS

Committee on Appropriations: Approved revised allocation of Division of Budget totals for fiscal year 1989.

U.S.-MEXICO BORDER REGIONAL DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on H.R. 4606, United States-Mexico Border Regional Development Act of 1988. Testimony was heard from Representatives Coleman of Texas and de la Garza; and a public witness.

DEVELOPMENTS IN ADVANCED TELEVISION TECHNOLOGY

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on the technological, trade and economic implications of High Definition Television and other advanced television technologies. Testimony was heard from Charles Schott III, Deputy Assistant Secretary, Communications and Information Policy, National Telecommunications and Information Administration, Department of Commerce; Richard Wiley, Chairman, Advanced Television Advisory Committee, FCC; and public witnesses.

DOD CONTRACT PRICING

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on DOD Contract Pricing. Testimony was heard from Paul F. Math, Associate Director, National Security and International Affairs Division, GAO; and the following officials of the Department of Defense; Derek J. Vander Schaaf, Deputy Inspector General; and Eleanor R. Spector, Deputy Assistant Secretary, Procurement.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 775, amended, Poverty Point National Monument Act; S. 1914, amended, to designate the Wildcat River in the State of New Hampshire as a unit of the National Wild and Scenic River System; H.R. 3957, amended, Delaware and Lehigh Navigation Canal National Heritage Corridor Act of 1988; H.R. 4642, to provide for the reinstatement of the canceled entry of William W. Wright to certain lands in Lamar County, Alabama; H.R. 5059, to quiet title and possession with respect to a certain private land claim in Sumter County, Alabama; and S. 2057, amended, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey.

REFORM OF LEGAL IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law held a hearing on the following bills: H.R. 5115, Legal Immigration Amendments of 1988; and S. 2104, to amend the Immigration and Naturalization Act to change the level, and preference system for admission, of immigrants, to the United States. Testimony was heard from Senators Kennedy and Simpson; Eugene Lawson, Deputy Under Secretary, International Affairs, Department of Labor; Alan C. Nelson, Commissioner, Immigration and Naturalization Service, Department of Justice; Michael H. Newlin, Deputy Assistant Secretary, Bureau of Consular Affairs, Department of State; and public witnesses.

Hearings continue September 16.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography approved for full Committee action the following bills: H.R. 3478, amended, National Medical Waste Control Act; H.R. 4231, Marine Research Act of 1988; and H.R. 5069, Territorial Sea and Contiguous Zone Extension Act of 1988.

WATER RESOURCES DEVELOPMENT ACT; CORPS OF ENGINEERS SURVEY RESOLUTIONS

Committee on Public Works and Transportation: Subcommittee on Water Resources approved for full Committee action, as amended, H.R. 5247, Water Resources Development Act of 1988.

The Subcommittee also approved for full Committee action 22 Corps of Engineers survey resolutions.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

DEPARTMENT OF MEDICINE AND SURGERY OPERATING FUNDS

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on the status of the Department of Medicine and Surgery operating funds. Testimony was heard from Representatives Johnson of Connecticut, Olin and Wyden; Gen. Thomas Turnage, Administrator, Veterans' Affairs, VA; officials of VA Medical Centers; representatives of veterans' organizations; and public witnesses.

VETERANS' LEGISLATION; OVERSIGHT

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs approved for full Committee action, as amended, the following bills: H.R. 5221, Veterans' Home Loan Mortgage Indemnity Act of 1988; and H.R. 4948, to direct the American Battle Monuments Commission to restore, operate, and maintain the Pacific War Memorial and other historical and memorial sites on Corregidor in the Republic of the Philippines.

The Subcommittee also held an oversight hearing on Public Law 100–198, Veterans' Home Loan Program Improvements and Property Rehabilitation Act of 1987. Testimony was heard from the following officials of the VA: R.J. Vogel, Chief Benefits Director; R. Keith Pedigo, Director, Loan Guarantee Service; and James P. Kane, Assistant General Counsel; Dale P. Riordan, Executive Vice President, Administration and Corporate Relations, Federal National Mortgage Association; representatives of veterans' organizations; and public witnesses.

MISCELLANEOUS TARIFF BILLS

Committee on Ways and Means: Approved miscellaneous tariff bills as amended.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDREDTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 25 through August 31, 1988

	Senate	*House*	*Total*
Days in session	106	101	..
Time in session	881 hrs., 54′	510 hrs., 16′	..
Congressional Record:			
Pages of proceedings	11,772	7,066	18,838
Extensions of Remarks	..	..	2,814
Public bills enacted into law	84	91	175
Private bills enacted into law	3	6	9
Bills in conference	4	23	..
Measures passed, total	431	468	899
Senate bills	119	49	..
House bills	107	192	..
Senate joint resolutions	81	49	..
House joint resolutions	27	45	..
Senate concurrent resolutions	24	13	..
House concurrent resolutions	13	23	..
Simple resolutions	60	97	..
Measures reported, total	*343	*335	678
Senate bills	177	15	..
House bills	50	246	..
Senate joint resolutions	73	2	..
House joint resolutions	1	4	..
Senate concurrent resolutions	9	1	..
House concurrent resolutions	..	2	..
Simple resolutions	33	65	..
Special reports	10	36	..
Conference reports	..	19	..
Measures pending on calendar	131	111	..
Measures introduced, total	1,048	1,923	2,971
Bills	760	1,406	..
Joint resolutions	132	209	..
Concurrent resolutions	44	125	..
Simple resolutions	112	183	..
Quorum calls	25	10	..
Yea-and-nay votes	310	163	..
Recorded votes	..	113	..
Bills vetoed	1	2	3
Vetoes overridden	1	2	..

*These figures include all measures reported, even if there was no accompanying report. A total of 224 reports have been filed in the Senate, and a total of 489 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through August 31, 1988

Civilian nominations totaling 442 (including 112 nominations carried over from the first session), disposed of as follows:	
Confirmed	233
Unconfirmed	201
Withdrawn	8
Civilian nominations (lists), totaling 1,483 (including 10 nominations carried over from the first session), disposed of as follows:	
Confirmed	1,075
Unconfirmed	408
Air Force nominations, totaling 12,849 (including 2,955 nominations carried over from the first session), disposed of as follows:	
Confirmed	9,195
Unconfirmed	3,654
Army nominations, totaling 12,041 (including 2,361 nominations carried over from the first session), disposed of as follows:	
Confirmed	11,801
Unconfirmed	240
Navy nominations, totaling 10,154 (including 46 nominations carried over from the first session), disposed of as follows:	
Confirmed	7,167
Unconfirmed	2,986
Withdrawn	1
Marine Corps nominations, totaling 1,434 (including 10 nominations carried over from the first session), disposed of as follows:	
Confirmed	1,276
Unconfirmed	158

Summary

Total nominations carried over from the first session	5,494
Total nominations received this session	32,909
Total confirmed	30,747
Total unconfirmed	7,647
Total withdrawn	9

Thursday, September 8, 1988

Senate

Chamber Action

Routine Proceedings, pages 22787–22920

Measures Introduced: Seven bills and five resolutions were introduced, as follows: S. 2759–2765, S. Res. 467 and 468, S.J. Res. 374 and 375, and S. Con. Res. 141.

Page 22869

Measures Reported: Reports were made as follows:

S. 2641, to authorize the Secretary of Agriculture and other agency heads to enter into agreements with foreign fire organizations for assistance in wildfire protection.

Page 22869

Measures Passed:

Chicago and North Western Transportation Company Labor-Management Dispute: Senate passed S.J. Res. 374, to provide for a settlement of the labor-management dispute between the Chicago and North Western Transportation Company and the United Transportation Union.

Page 22864

Congressional Gold Medal Award to Mrs. Jesse Owens: Senate passed H.R. 1270, to award a congressional medal to Mrs. Jesse Owens.

Page 22902

New, Gauley, Meadow, and Bluestone Rivers in West Virginia: Senate passed H.R. 900, to protect and enhance the natural, scenic, cultural, and recreational values of certain segments of the New, Gauley, Meadow, and Bluestone Rivers in West Virginia for the benefit of present and future generations, after agreeing to a committee amendment in the nature of a substitute.

Page 22915

Natural Gas Policy Act: Senate passed H.R. 2701, to amend the Natural Gas Policy Act of 1978 to remove certain contract duration and right of first refusal requirements.

Page 22902

Umatilla Basin Project, Oregon: Senate passed S. 1613, to authorize the Secretary of the Interior to construct, operate, and maintain the Umatilla Basin Project, Oregon, after agreeing to a committee amendment in the nature of a substitute.

Page 22902

Lyman-Jones, West River, and Oglala Sioux Rural Water Development Projects: Senate passed H.R. 2772, to authorize the Lyman-Jones, West River, and Oglala Sioux Rural Water Development Projects, after agreeing to committee amendments.

Page 22903

Federal Power Act, Rate Decrease Refunds: Senate passed H.R. 2858, to provide for refunds pursuant to rate decreases under the Federal Power Act, after agreeing to a committee amendment in the nature of a substitute.

Page 22906

Nursing Shortage Reduction and Education Extension Act: Senate Passed H.R. 4833, to amend the Public Health Service Act to revise and extend the programs of nurse education established in title VIII of such Act, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2231, Senate companion measure, after agreeing to a Byrd (for Kennedy and Hatch) Amendment No. 2939, in the nature of a substitute.

Pages 22907, 22911

Senate insisted on its amendment, requested a conference with the House thereon, and appointed as conferees Senators Kennedy, Harkin, Matsunaga, Hatch, and Quayle.

Page 22911

S. 2231, Senate companion measure, was indefinitely postponed.

Pages 22911

Health and Human Resources Center at Voorheers College: Senate passed S. 2764, to provide for a Health and Human Resources Center at Voorheers College in Denmark, South Carolina.

Page 22911

National POW/MIA Recognition Day: The Committee on the Judiciary was discharged from further consideration of H.J. Res. 453, designating September 16, 1988, as "National POW/MIA Recognition Day", and the resolution was then passed.

Page 22912

Deaths of Ambassador Raphel and General Wassom: Senate agreed to S. Res. 467, to express the deep regret of the Senate regarding the deaths of Ambassador Arnold Lewis Raphel and General Herbert Marion Wassom.

Page 22912

District of Columbia Revenue Bonds Act of 1988: Senate passed H.R. 5143, to waive the period of congressional review for certain District of Columbia acts authorizing the issuance of revenue bonds.

Page 22913

Use of the Capitol Rotunda: Senate agreed to S. Con. Res. 141, authorizing the rotunda of the United States Capitol to be used on January 20, 1989, in connection with the proceedings and ceremonies for the inauguration of the President-elect and Vice President-elect of the United States.

Page 22913

Wildfire Protection Assistance Act of 1988: Senate passed S. 2641, to authorize the Secretary of Agriculture and other agency heads to enter into agreements with foreign fire organizations for assistance in wildfire protection, after agreeing to the following amendment proposed thereto:

Byrd (for Melcher and Baucus) Amendment No. 2940, in the nature of a substitute.

Page 22914

Textile and Apparel Trade Act of 1988: Senate continued consideration of S. 2662, to remedy injury to the United States textile and apparel industries caused by increased imports, taking action on additional amendments proposed thereto, as follows:

Pages 22798, 22826, 22858

Rejected:

(1) Gramm Amendment No. 2864, to exempt from quotas under the bill imports from countries which are less protectionist than the United States. (By 68 yeas to 26 nays (Vote No. 320), Senate tabled the amendment.)

Pages 22801, 22826

(2) Adams Amendment No. 2859, to strike the quotas auctioning program from the bill. (Amendment fell on a point of order, holding that the amendment is in violation of the Congressional Budget Act.) **Page 22810**

(3) Packwood Amendment No. 2861, to exempt athletic footwear from the footwear quota. (By 66 yeas to 28 nays (Vote No. 321), Senate tabled the amendment.)

Pages 22813, 22829

(4) Graham Amendment No. 2885, to provide that all countries identified under the Caribbean Basin Initiative are exempted from the provisions of this act. (By 59 yeas to 34 nays (Vote No. 322), Senate tabled the amendment.)

Pages 22834, 22863

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereto, with a vote on final passage to occur at 12 noon on Friday, September 9, 1988. **Page 22920**

Treasury-Postal Service Appropriations, 1989—Conference Report: Senate agreed to the conference report on H.R. 4775, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain independent agencies, for the fiscal year ending September 30, 1989.

Page 22820

Senate concurred in the amendments of the House to Senate amendments numbered 2, 25, 35, 39, 41, 42, 44, 49, 53, 60, 68, 72, 74, 75, 77, 80, 81, 88–93, 98, 100, 113, 116, 117, 121, 122, 138, 141–143, 145, 146, 149, and 152–154.

Page 22823

Interior Appropriations—Conference Report: Senate agreed to the conference report on H.R. 4867, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1989.

Page 22835

Senate concurred in the amendments of the House to Senate amendments numbered 5, 7, 11, 13, 28, 29, 31, 33, 34, 38–40, 42, 43, 45, 53, 59, 63, 86, 89, 92, 93, 98, 103–107, 114, 116, 120, 122, 127, 130–132, 136, 137, 140, 142, 149, 150, 153, 156, 157, 165, 167, 169, 172, 173, 191, 193, 195–197, 199, 202, and 203.

Page 22858

Messages From the President: Senate received the following message from the President of the United States:

Transmitting the 1987 annual reports on activities under that law of the Department of Labor, the Department of Health and Human Services, and the Occupational Safety and Health Review Commission; which was referred to the Committee on Labor and Human Resources. (PM–153)

Page 22868

Nominations Received: Senate received the following nominations:

John Randolph Hubbard, of California, to be Ambassador to India.

Rudy Boschwitz, United States Senator from the State of Minnesota, to be a Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Christopher J. Dodd, United States Senator from the State of Connecticut, to be a Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Arthur Schneier, of New York, to be an Alternate Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Nicholas F. Brady, of New Jersey, to be United States Governor of the International Monetary Fund; United States Governor of the International Bank for Reconstruction and Development; United States Governor of the Inter-American Development Bank; United States Governor of the African Development Bank; United States Governor of the Asian Development Bank; and United States Governor of the African Development Fund.

The following-named persons to be Members of the Board of Directors of the Inter-American Foundation:

John C. Duncan, of New York; and

Richard Thomas McCormack, of Pennsylvania.

Gary Dale Robinson, of Washington, to be a Member of the Peace Corps National Advisory Council.

Karen R. Keesling, of Virginia, to be an Assistant Secretary of the Air Force.

Mary T. Goedde, of Ohio, to be an Assistant Secretary of Health and Human Services.

Janet J. McCoy, of Oregon, to be Assistant Secretary of the Interior.

Samuel W. Bogley, of Maryland, to be a Member of the Merit Systems Protection Board.

Dianne E. Ingels, of Colorado, to be a Member of the Board of Directors of the National Institute of Building Sciences.

Kenneth Blankenship, of North Carolina, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development.

Routine lists of Air Force, Marine Corps and Navy nominations.

Page 22921

Messages From the President: **Page 22868**

Messages From the House: **Page 22868**

Petitions and Memorials: **Page 22868**

Statements on Introduced Bills: **Page 22870**

Amendments Submitted: **Page 22880**

Additional Cosponsors: **Page 22878**

Authority for Committees: **Page 22883**

Additional Statements: **Page 22883**

Record Votes: Three record votes were taken today. (Total—322).

Pages 22829, 22833, 22863

Recess: Senate met at 10 a.m., and recessed at 7:12 p.m., until 9:30 a.m., on Friday, September 9, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 22920.)

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following business items:

S. 2641, to authorize U.S. agencies to enter into agreements with foreign fire organizations for assistance in wildfire protection; and

S. 2651, to implement the United States-Canada Free-Trade Agreement.

DOWNING OF THE IRANIAN AIRLINER

Committee on Armed Services: Committee held hearings to review the downing of an Iranian airliner by the U.S.S. *Vincennes,* receiving testimony from Rear Admiral William M. Fogarty, USN, Investigating Officer; Rear Admiral Robert J. Kelly, USN, Vice Director, J-3 (Operations), Organization of the Joint Chiefs of Staff; and Capt. George N. Gee, Director, Service Construction Systems Division, Office of the Chief of Naval Operations.

Committee recessed subject to call.

DEPOSITORY INSTITUTIONS—CONSUMER BANKING SERVICES

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on the community reinvestment, check cashing, lifeline and branch closing provisions of H.R. 5094, to strengthen the competitiveness and protect the safety and soundness of depository institutions, receiving testimony from Robert L. Clarke, Comptroller of the Currency, Department of the Treasury; Manuel H. Johnson, Vice Chairman, Federal Reserve System; Roger F. Martin, Member, Federal Home Loan Bank Board; L. William Seidman, Chairman, Federal Deposit Insurance Corporation; Kent Carruthers, The Citizens Bank of Clovis, Clovis, New Mexico, representing the Independent Bankers Association of America; J. Blair Culpepper, Pioneer Savings Bank, Clearwater, Florida, representing the United States League of Savings Institutions; John M. Kolesar, AmeriTrust Development Bank, Cleveland, Ohio, representing the Consumer Bankers Association; Thomas P. Rideout, First Union National Bank of North Carolina, Charlotte, representing the American Bankers Association; and David J. Sullivan, Jr., Mechanics and Farmers Savings Bank, Bridgeport, Connecticut, representing the National Council of Savings Institutions.

Hearings continue tomorrow.

MANASSAS NATIONAL BATTLEFIELD PARK

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on H.R. 4526, to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park, after receiving testimony from Senators Warner and Humphrey; Representatives Mrazek and Andrews; Donald Paul Hodel, Secretary of the Interior; Col. Joseph J. Thomas, District Engineer, (Norfolk District), U.S. Army Corps of Engineers; William H. Leighty, Virginia Deputy Secretary of Transportation, Richmond; Kathleen K. Seefeldt, Prince William Board of County Supervisors, Prince William, Virginia; Anne Snyder, Save the Battlefield Coalition, and Patricia Bradburn, Citizens Forum for Truth and Progress, both of Catharpin, Virginia; James McPherson, Princeton University, Princeton, New Jersey; Paul C. Pritchard, National Parks and Conservation Association, and J. Jackson Walter, National Trust for Historic Preservation, both of Washington, DC; and

John T. Hazel, Robert Kelly, and George Baker, all representing the Hazel-Peterson Companies, Fairfax, Virginia.

SOUTH AFRICA SANCTIONS

Committee on Foreign Relations: Committee began consideration of S. 2756, to prohibit investments in and certain other activities with respect to apartheid in South Africa, but did not complete action thereon, and will meet again tomorrow.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Eric H. Holder, Jr., and Mildred M. Edwards, each to be an Associate Judge of the Superior Court of the District of Columbia, after the nominees testified and answered questions in their own behalf.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Thomas M. Boyd, of Virginia, and Douglas W. Kmiec, of Indiana, each to be an Assistant Attorney General, Department of Justice, after the nominees testified and answered questions in their own behalf. Mr. Boyd was introduced by Senator Trible and Representative Fish, and Mr. Kmiec was introduced by Senator Lugar and Representative Hiler.

DOMESTIC BEARING INDUSTRY—FOREIGN COMPETITION

Committee on Small Business: Committee held hearings on the impact of foreign competition upon the domestic bearing industry, receiving testimony from Representative Nancy Johnson; William von Raab, Commissioner, and Shelly Alterstadter, Director, Office of Commercial Fraud, both of the U.S. Customs Service, Department of the Treasury; Robert McCormack, Deputy Assistant Secretary of Defense for Production Support; Tim Bergan, Deputy Assistant Secretary of Commerce for Export Administration; Donald K. Brush, The Barden Corporation, Danbury, Connecticut; and Augustine Sperrazza, PacAmOr Bearings, Inc., Troy, New York.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 5262–5267; 1 private bill, H.R. 5268; and 3 resolutions, H.J. Res. 648, and H. Res. 530 and 531 were introduced.

Page 23035

Bills Reported: Reports were filed as follows:

H.R. 4983, to amend the Public Health Service Act to revise and extend programs with respect to health research and teaching facilities and training of professional health personnel, amended (H. Rept. 100–892);

H.R. 3779, to direct the Administrator of the Federal Aviation Administration to conduct research into the consequences for the air traffic control system of automation of such system (H. Rept. 100–893);

H.R. 4686, to amend the Federal Aviation Act of 1958 relating to aviation research, amended (H. Rept. 100–894); and

H. Res. 450, to express the sense of the House of Representatives that the Federal Aviation Administration should immediately establish a research and development program to study structural fatigue, wear, corrosion and damage to aircraft resulting from age and intensive utilization and to conduct non-destructive and destructive testing of older aircraft on a regular basis, amended (H. Rept. 100–895).

Page 22035

Journal: By a yea-and-nay vote of 256 yeas to 117 nays, Roll No. 293, the House approved the Journal of Wednesday, September 7.

Page 22926

Defense Authorization: By a recorded vote of 233 ayes to 162 noes, Roll No. 294, the House agreed to the Foley motion to table the Hunter motion to discharge the Committee on Armed Services from further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989.

Page 22927

Representative Pepper Commendation: House agreed to H. Res. 530, to recognize Claude Denson Pepper, on the occasion of his 88th birthday, for the contributions that he has made to the quality of life of all Americans.

Page 22930

Presidential Message—Occupational Safety: Received and read a message from the President wherein he transmits the 1987 annual reports on occupational safety and health—referred to the Committee on Education and Labor.

Page 22931

Interior Appropriations: By a yea-and-nay vote of 359 yeas to 45 nays, Roll No. 295, the House agreed to the conference report on H.R. 4867, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1989.

Page 22931

House receded from its disagreement and concurred in Senate amendments Nos. 4, 10, 14, 21, 24, 27, 30, 35, 52, 58, 61, 62, 76, 82, 83, 84, 94, 95, 118, 123, 124, 125, 128, 129, 134, 135, 148, 152, 154, 155, 158, 159, 166, and 182.

Page 22951

House receded from its disagreement and concurred, with amendments, to Senate amendments Nos. 5, 7, 11, 13, 28, 29, 31, 33, 34, 38, 39, 40, 42, 43, 45, 53, 59, 63, 86, 89, 92, 93, 98, 103, 104, 105, 106, 107, 114, 116, 120, 122, 127, 130, 131, 132, 136, 137, 140, 142, 149, 150, 153, 156, 157, 165, 167, 169, 172, 173, 191, 193, 195, 196, 197, 199, 202, and 203—clearing the measure for Senate action.

Pages 22749, 23016

Omnibus Drug Initiative: House continued consideration of H.R. 5210, to prevent the manufacturing, distribution, and use of illegal drugs; but came to no resolution thereon. Consideration of amendments will resume on Wednesday, September 14.

Page 22969

Agreed To:

The Wortley amendment that permits Federal agencies to transfer financial records believed relevant to criminal activity to the Justice Department for use in criminal investigations without notifying the persons involved;

Page 22969

The Wortley amendment that permits prosecutors to present to Federal grand juries descriptions and summaries of subpoenaed financial records in lieu of the actual documents, if the documents are considered to be so voluminous as to make actual presentation impractical;

Page 22970

The Broomfield amendment that expresses the sense of Congress that United States intelligence agencies should, through covert actions, be more actively involved in the effort to combat illicit international drug trafficking (agreed to by a recorded vote of 322 ayes to 83 noes, Roll No. 296);

Page 22971

The Gekas amendment that permits the death penalty for anyone who intentionally kills a person during the course of committing or in the furtherance of a drug felony, or while attempting to avoid apprehension for or service of a prison sentence for a drug felony (agreed to by a recorded vote of 299 ayes to 111 noes, Roll No. 298);

Page 22983

The Levin of Michigan amendment that prohibits the death penalty to be imposed on a mentally retarded person;

Page 22993

The Edwards of California amendment that adds mitigating factors for imposition of the death penalty, requires GAO to conduct a study of the costs of implementing the procedures for the imposition of the death penalty, states that the jury or court is never required to impose a death sentence, and prohibits the execution of mentally incompetent persons;

Page 22994

The Conyers amendment, as modified, that ensures that defendants in capital cases have adequate legal representation and access to reasonably necessary investigative and expert services;

Page 22995

The McCollum amendment that mandates denial of certain Federal benefits for five years for persons convicted of two or more drug-related offenses within a 10-year period and denial of benefits for 10 years for persons convicted of drug distribution (agreed to by a recorded vote of 335 ayes to 67 noes, Roll No. 300); and

Pages 23000, 23009

The Lungren amendment that changes the exclusionary rule to permit introduction of evidence in Federal criminal cases obtained through a search that violated constitutional protections, if the prosecution demonstrates that the search was undertaken in an objective, reasonable, good faith belief that it was in conformity with the fourth amendment to the Constitution (agreed to by a recorded vote of 259 ayes to 134 noes, Roll No. 301).

Page 23011

Earlier, agreed to the Rangel amendment, later superseded by the Gekas amendment, that would have required a penalty of life imprisonment for anyone who intentionally kills a person during the course of committing or furthering a drug felony, or while attempting to avoid apprehension for or service of a prison sentence for a drug felony (agreed to by a recorded vote of 410 ayes to 1 no, Roll No. 297).

Page 22975

Rejected:

The Ortiz amendment, as modified, that sought to provide for use of Justice Department and Customs Service assets forfeiture funds to assist State and local governments in construction, expansion, maintenance, and operation of prison facilities; and

Page 22997

The Rangel substitute amendment to the McCollum amendment that sought to deny certain Federal benefits for persons over age 18 convicted of drug-related offenses, suspending the denial while the person was participating in or seeking admission to a drug treatment program, and providing for resumption of the benefits upon completion of a drug treatment program (rejected by a recorded vote of 124 ayes to 278 noes, Roll No. 299).

Page 23004

Late Report: Committee on Public Works and Transportation received permission to have until midnight Monday, September 12, to file a report on H.R. 5247, Water Resources Act of 1988.

Page 23017

Emergency Wildfire Suppression: House passed and cleared for the President S. 2641, to authorize the Secretary of Agriculture and other agency heads to enter into agreements with foreign fire organizations for assistance in wildfire protection.

Page 23017

Constitution Heritage Act: House cleared for the President H.R. 1939, to provide for continuing interpretation of the Constitution in appropriate units of the National Park System by the Secretary of the Interior; by agreeing to the Senate amendments thereto.

Page 23019

Quorum Calls—Votes: Two yea-and-nay votes and seven recorded votes developed during the proceedings of the House today and appear on pages 22926, 22927, 22949, 22974, 22982, 22992, 23009, 23010, 23015. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:53 p.m.

Committee Meetings

BIOTECHNOLOGY COMPETITIVENESS ACT; AGRICULTURAL RESEARCH ACT

Committee on Agriculture: Subcommittee on Department Operations Research, and Foreign Agriculture approved for full Committee action, as amended, the following bills: S. 1966, Biotechnology Competitiveness Act of 1988; and H.R 5056, Agricultural Research Act of 1988.

IRAN FLIGHT 655

Committee on Appropriations: Subcommittee on Defense held a hearing on the downing of Iran Flight 655. Testimony was heard from the following officials of the Department of Defense: Adm. Leon A. Edney, USN, Vice Chief, Naval Operations; RAdm. William M. Fogarty, USN, Director, Policy and Plans, (J–5), U.S. Central Command; RAdm. Robert J. Kelly, USN, Vice Director, J–3 Operations, Joint Chiefs of Staff and RAdm. George N. Gee, USN, Combat System Division, Department of the Navy.

SOVIET MOBILIZATION READINESS AND THE U.S. DEFENSE PROGRAM

Committee on Armed Services: Defense Policy Panel met in executive session to hold a hearing on Soviet mobilization readiness and the U.S. defense program. Testimony was heard from the following officials of the CIA: Douglas MacEachin, Director, Soviet Analysis; John J. Bird, Chief, Regional Issues Group; and Arthur A. Zuehlke, Jr., Special Assistant, Soviet Affairs, Director of Research; and from the following officials of the Department of Defense: John A. Woodworth, Deputy Assistant Secretary, European and NATO Policy; and Maj. Gen. George L. Butler, Vice Director, Strategic Plans and Policy, Office of the Joint Chiefs of Staff.

MILITARY WIDOWS' ISSUES

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing to review military widows' issues. Testimony was heard from Representatives Hunter, Sisisky, Pickett and Brown of Colorado; Lt. Gen. Anthony Lukeman, USMC, Deputy Assistant Secretary, Military Manpower and Personnel Policy, Department of Defense; and public witnesses.

WIPP LAND WITHDRAWAL ACT

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on H.R. 2504, WIPP Land Withdrawal Act of 1987. Testimony was heard from Representatives Skeen, Richardson, Stallings and Skaggs; Troy E. Wade II, Acting Assistant Secretary, Defense Programs, Department of Energy; and a public witness.

FSLIC PROMISSORY NOTES

Committee on Banking, Finance and Urban Affairs: Held a hearing on Full Faith and Credit for FSLIC Promissory Notes. Testimony was heard from M. Danny Wall, Chairman, Federal Home Loan Bank Board; and George D. Gould, Under Secretary, Finance, Department of the Treasury.

INFLATIONARY PRESSURES IN THE CURRENT ECONOMY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on inflationary pressures in the current economy. Testimony was heard from public witnesses.

HEALTH INSURANCE COVERAGE OF DRUG AND ALCOHOL ABUSE TREATMENT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness held a hearing on health insurance coverage of drug and alcohol abuse treatment. Testimony was heard from public witnesses.

WIPP LAND WITHDRAWAL ACT

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on H.R. 2504, WIPP Land Withdrawal Act of 1987. Testimony was heard from Troy E. Wade II, Acting Assistant Secretary, Defense Programs, Department of Energy; Richard Guimond, Director, Office of Radiation Programs, EPA; and public witnesses.

FEDERAL ELECTION CAMPAIGN ACT AMENDMENTS

Committee on House Administration: Subcommittee on Elections held a hearing on H.R. 5121, to amend the Federal Election Campaign Act of 1971 to require publication of certain information relating to multicandidate political committees. Testimony was heard from Representative Annunzio; Donnald K. Anderson, Clerk, House of Representatives; and from the following officials of the FEC: Thomas Josefiak, Chairman; and Danny L. McDonald, Vice Chairman.

MISCELLANEOUS MEASURES

Committee on House Administration: Subcommittee on Libraries and Memorials approved for full Committee action, as amended, the following bills: H.R. 3455, to authorize the Indian American Forum for Political Education to establish a memorial to Mahatma Gandhi in the District of Columbia; and S. 2042, to authorize the Vietnam Women's Memorial Project, Inc., to construct a statue at the Vietnam Veterans Memorial in honor and recognition of the women of the United States who served in the Vietnam conflict.

SOUTHWESTERN LOW-LEVEL RADIOACTIVE WASTE DISPOSALS COMPACT CONSENT ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and Environment approved for full Committee action H.R. 5232, Southwestern Low-Level Radioactive Waste Disposal Compact Consent Act.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from public witnesses.

RECREATION AND PUBLIC PURPOSE AMENDMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 4362, Recreation and Public Purposes Amendment Act of 1988. Testimony was heard from Representative Synar; Robert F. Burford, Director, Bureau of Land Management, Department of the Interior; and public witnesses.

DINOSAUR NATIONAL MONUMENT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action S. 1927, to provide for the approval of a desert land entry in the vicinity of the Dinosaur National Monument.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Robert F. Burford, Director, Bureau of Land Management, Department of the Interior.

TRADEMARK LAW REVISION ACT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 4156, Trademark Law Revision Act of 1988. Testimony was heard from Senator DeConcini; and public witnesses.

MUNICIPAL BANKRUPTCY LAW AMENDMENTS

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 3845, to amend the municipal bankruptcy laws to provide for special revenue bonds. Testimony was heard from public witnesses.

BANKRUPTCY ANTIFRAUD ACT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 2619, Bankruptcy Antifraud Act of 1987. Testimony was heard from public witnesses.

MARINE MAMMAL PROTECTION ACT REAUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on reauthorization of the Marine Mammal Protection Act and minimizing the take of dolphins in the course of fishing for yellowfin tuna in the eastern tropical Pacific Ocean. Testimony was heard from the following officials of NOAA, Department of Commerce: James W. Brennan, Assistant Administrator, Fisheries; and Carmen Blondin, Deputy Assistant Secretary, International Interests; William Fox, Marine Mammal Commission; and public witnesses.

NONMAILABLE MATTERS

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization approved for full Committee action H.R. 5199, to make nonmailable any plant, fruit, vegetable, or other matter, the movement of which in interstate commerce has been prohibited or restricted by the Secretary of Agriculture in order to prevent the dissemination of dangerous plant diseases or pests.

WATER RESOURCES DEVELOPMENT ACT; CORPS OF ENGINEERS SURVEY RESOLUTIONS

Committee on Public Works and Transportation: Ordered reported, as amended, H.R. 5247, Water Resources Development Act of 1988.

The Committee also approved 22 Corps of Engineers survey resolutions.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Held a hearing on the following bills: H.R. 639, Veterans' Administration

Adjudication Procedure and Judicial Review Act; H.R. 5039, Veterans' Reassurance Act of 1988; S. 11, Veterans' Administration Adjudication Procedure and Judicial Review Act; and S. 2292, Veterans' Judicial Review Act. Testimony was heard from Morris S. Arnold, Judge, U.S. District Court, Western District of Arkansas; Donald L. Ivers, General Counsel, VA: representatives of veterans' organizations; and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆

Friday, September 9, 1988

Senate

Chamber Action

Routine Proceedings, pages 23063–23291

Measures Introduced: Nine bills and two resolutions were introduced, as follows: S. 2766–2774, S.J. Res. 376, and S. Res. 469.

Page 23143

Measures Passed:

Managing Funds for Senate Official Mail: Senate agreed to S. Res. 458, relating to the management of funds for Senate official mail during fiscal year 1989.

Page 23130

Indian Health Service: Senate passed S. 2382, to delay the implementation of a certain rule affecting the provision of health services by the Indian Health Service, after agreeing to a committee amendment in the nature of a substitute.

Page 23131

Directing Senate Legal Counsel: Senate agreed to S. Res. 469, directing the Senate Legal Counsel to represent Senator Bingaman, and present any former employees of the Senate who are serving or who have served on his staff, in the case of *In the Matter of the Applications of the City of El Paso, etc.*, Case No. CV–88–201, pending in the Third Judicial District, County of Dona Ana, State of New Mexico.

Page 23132

Genocide in Iraq: Senate passed S. 2763, to cut off credits to Iraq, to require the United States to vote against loans to Iraq in international financial institutions, and to prohibit the importation of oil and petroleum products produced in Iraq, after agreeing to an amendment proposed thereto, as follows:

Page 23116

Pell (for Ford and Bradley) Amendment No. 2946, requesting the Secretary of State to immediately bring before the Security Council of the United Nations the matter of Iraq's use of poison gas against its own nationals, and demand that, in accordance with U.S. Security Council Resolution 620, appropriate and effective measures be taken against Iraq for its repeated use of chemical weapons.

Page 23116

Textile and Apparel Trade Act of 1988: By 57 yeas to 32 nays (Vote No. 324), Senate passed S. 2662, to remedy injury to the United States textile and apparel industries caused by increased imports, after taking action on an additional amendment proposed thereto, as follows:

Page 23067

Rejected:

Chafee Amendment No. 2879, in the nature of a substitute. (By 63 yeas to 26 nays (Vote No. 323), Senate tabled the amendment.)

Page 23076

Death of President Zia of Pakistan: By unanimous vote of 85 yeas (Vote No. 325), Senate agreed to S. Res. 468, to express the deep regret of the Senate of the United States over the death of President Mohammad Zia ul-Haq of Pakistan.

Page 23112

Textile and Apparel Trade Act of 1987: Senate began consideration of H.R. 1154, to remedy injury to the United States textile and apparel industries caused by increased imports, with an amendment proposed thereto, as follows:

Pages 23108, 23114

Pending:

Hollings Amendment No. 2945, in the nature of a substitute.

Page 23110

A motion was entered to close further debate on Amendment No. 2945 to the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Tuesday, September 13.

Page 23112

Indian Financing Act Amendments: Senate concurred in the amendments of the House to S. 1360, to amend the Indian Financing Act of 1974, to increase the individual and aggregate amounts of loans to Indians that may be guaranteed by the Government.

Page 23131

Indian Gaming Regulatory Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 555, to regulate gaming on Indian lands.

Page 23130

Impeachment of Alcee L. Hastings: By S. Res. 456, agreed to on August 9, 1988, the Senate directed the issuance of a summons which commanded Judge Alcee L. Hastings to answer by September 8, 1988, the Articles of Impeachment which the House of Representatives has exhibits before the Senate. The Sergeant at Arms served the summons on Judge Hastings on August 10, 1988, and counsel for Judge

Hastings submitted an answer to the Secretary of the Senate on September 8, 1988.

In accordance with section 6 of S. Res. 456, the answer of Alcee L. Hastings, Judge of the United States District Court for the Southern District of Florida, to the Articles of Impeachment were ordered to be printed in the Record and in the Senate Journal.

So that the Senate may have a complete documentary record of the proceedings in the Impeachment, the following documents were ordered set forth in the Record:

1. The summons to Judge Hastings issued on August 9, 1988;
2. The precept directing the Sergeant at Arms to serve the summons, dated August 9, 1988;
3. The return executed by the Sergeant at Arms upon Service of the summons, dated August 10, 1988;
4. The appearance of Judge Hastings and appearances of his counsel, dated September 9, 1988; and
5. The answer of Judge Hastings, dated September 8, 1988.

Page 23133

Authority for Record: Senators were authorized to submit statements for the Record and introduce measures today until 5 p.m.

Page 23133

Authority for Committees: All committees were authorized to file reports today until 5 p.m.

Page 23133

Nominations Confirmed: Senate confirmed the following nomination:

Joseph F. Salgado, of California, to be Deputy Secretary of Energy.

Page 23291

Messages From the House: **Page 23142**

Measures Referred: **Page 23142**

Measures Ordered Held at Desk: **Page 23142**

Communications: **Page 23142**

Statements on Introduced Bills: **Page 23143**

Amendments Submitted: **Page 23172**

Additional Cosponsors: **Page 23170**

Authority for Committees: **Page 23274**

Notices of Hearings: **Page 23279**

Additional Statements: **Page 23279**

Record Votes: Three record votes were taken today. (Total—325)

Pages 23085, 23106, 23114

Recess: Senate convened at 9:30 a.m., and recessed at 3:26 p.m., until 3 p.m., on Monday, September 12. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 23291.)

Committee Meetings

DEPOSITORY INSTITUTIONS—CONSUMER BANKING SERVICES

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the community reinvestment, check cashing, lifeline and branch closing provisions of H.R. 5094, to strengthen the competitiveness and protect the safety and soundness of depository institutions, after receiving testimony from Jonathan Brown, Bank Watch, Mildred Brown, ACORN, Allen Fishbein, Center for Community Change, and Peggy Miller, Consumer Federation of America, all of Washington, DC; and Judith N. Brown, American Association for Retired Persons, Minneapolis, Minnesota.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of R. Kent Burton, of Virginia, after the nominee, who was introduced by Senator Hatch, testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on Environment and Public Works: Subcommittee on Environmental Protection approved for full committee consideration the following bills:

S. 2384, to authorize funds for fiscal years 1989, 1990, and 1991 for programs of the Atlantic Striped Bass Conservation Act;

S. 2272, to authorize funds for fiscal years 1989 and 1990 for programs of the Fish and Wildlife Conservation Act of 1980, with an amendment;

H.R. 4030, to strengthen certain fish and wildlife laws, with amendments; and

H.R. 4365, to designate the Sunderland National Salmon Station located in Sunderland, Massachusetts, as the "Richard Cronin National Salmon Station".

SOUTH AFRICAN SANCTIONS

Committee on Foreign Relations: Committee continued consideration of S. 2756, to prohibit investments in and certain other activities with respect to apartheid in South Africa, but did not complete action thereon, and will meet again on Wednesday, September 14.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nominations of Lauro Cavazos, of Texas, to be Secretary of Education, after the nominee, who was introduced by Senator Gramm, and Representatives Stenholm and Combest, testified and answered questions in his own behalf.

VA HEALTH-CARE

Committee on Veterans' Affairs: Committee held oversight hearings to review the adequacy of available funds and personnel for the Veterans' Administration health-care system, receiving testimony from Thomas K. Turnage, Administrator of Veterans' Affairs, John Gronvall, Chief Medical Director, Robert Lindsay, Regional Director (Region 6), Donald Thompson, Regional Director (Region 3), Albert Washko, Regional Director (Region 1), and Albert Zamberlan, Regional Director (Region 4), all of the Department of Medicine and Surgery, and Gary Cole, Director, Department of Budget and Finance, all of the Veterans' Administration; John F. Sommer, Jr., and Samuel Walsh, both of the American Legion, Dennis Cullinan, Veterans of Foreign Wars of the United States of America, David W. Gorman, Disabled American Veterans, Gordon Mansfield, Richard Fuller, and Tina Alvarado, all of the Paralyzed Veterans of America, Thomas Sherwood, Vietnam Veterans of America, all of Washington, DC; James Farsetta, VA Medical Center, Brooklyn, New York; James Goff, VA Medical Center, Boise, Idaho; Wayne Hawkins, VA Medical Center, Dallas, Texas; Terrence Johnson, VA Medical Center, Indianapolis, Indiana; A Wendall Musser, VA Medical Center, Atlanta, Georgia on behalf of the National Association of VA Chiefs of Staff; Thomas Newcomb, VA Medical Center, Durham, North Carolina; Elizabeth Rogers, VA Medical Center, Baltimore, Maryland; Rowena Bishop, VA Medical Center, West Los Angeles, California; Carol Coulter, VA Medical Center, Boston, Massachusetts.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 5269–5276; and 5 resolutions, H.J. Res. 649, H. Con. Res. 362 and 363, and H. Res. 532 and 533.

Page 23397

Bills Reported: Reports were filed as follows:

H.R. 5049, to amend section 603(a) of the Federal Property and Administrative Services Act of 1949 to authorize the expenditure of monies for official reception and representation expenses (H. Rept. 100–896);

H.R. 5104, to improve the efficiency and effectiveness of the management and disposal of Federal real and personal property, amended (H. Rept. 100–897);

H.R. 5052, to amend title 31 of the United States Code to provide for a transfer of control of the General Accounting Office Building and to improve the administration of the General Accounting Office, amended (H. Rept. 100–898);

H.R. 5150, to amend the Public Health Service Act to revise the authority for the regulation of clinical laboratories, amended (H. Rept. 100–899);

H.R. 3048, to establish a national Federal program effort in close collaboration with the private sector to develop as rapidly as possible the applications of superconductivity to enhance the Nation's economic competitiveness and strategic well-being, amended (H. Rept. 100–900);

H.R. 4642, to provide for the reinstatement of the canceled entry of William A. Wright to certain lands in Lamar County, Alabama, amended (H. Rept. 100–901);

H.R. 5059, to quiet title and possession with respect to a certain private land claim in Sumter County, Alabama, amended (H. Rept. 100–902);

H.R. 5155, to amend the Protection and Advocacy for Mentally Ill Individuals Act of 1986 to reauthorize appropriations for activities under such Act, amended (H. Rept. 100–903);

S. 1914, to designate a segment of the Wildcat River in the State of New Hampshire as a component of the National Wild and Scenic Rivers System, amended (H. Rept. 100–904);

S. 2057, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey, amended (H. Rept. 100–905);

H.R. 3957, to establish the Delaware and Lehigh Navigation Canal National Heritage Corridor in the Commonwealth of Pennsylvania, amended (H. Rept. 100–906);

H.R. 775, to provide for the establishment of the Poverty Point National Monument, amended (H. Rept. 100–907);

H.R. 4181, to amend the Mineral Leasing Act for Acquired Lands to permit a portion of Federal mining revenues to be used to expand opportunities for sport fishing and hunting, amended (H. Rept. 100–908);

H.R. 4554, to remove certain restrictions on land acquisitions for Antietam National Battlefield, amended (H. Rept. 100–909);

H.R. 5133, to improve the procedures and remedies for the prevention of insider trading, amended (H. Rept. 100–910);

H.R. 3345, to amend and extend the Office of Federal Procurement Policy Act, amended (H. Rept. 100–911); and

Conference report on H.R. 4586, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1989 (H. Rept. 100–912).

Page 23396

Journal: By a yea-and-nay vote of 277 yeas to 97 nays, Roll No. 302, the House approved the Journal of Thursday, September 8.

Page 23292

Defense Authorization: By a recorded vote of 232 ayes to 158 noes, Roll No. 303, the House agreed to the Foley motion to table the Kyl motion to discharge the Committee on Armed Services from the further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989.

Page 23293

Interparliamentary Union Conference: The Speaker appointed as delegates to the Conference of the Interparliamentary Union in Sofia, Bulgaria on September 19 through September 24, 1988, the following Members on the part of the House: Representatives Pepper (Chairman), Hamilton (Vice Chairman), Brown of California, Scheuer, Latta, Wortley, and Blaz.

Page 23293

House Rules: By a yea-and-nay vote of 226 yeas to 168 nays, Roll No. 304, the House rejected an appeal of the ruling of the Chair that it would not be in order to consider a resolution providing for the recitation of the Pledge of Allegiance to the Flag each legislative day in the House of Representatives.

Page 23298

Late Reports: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4586, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1989; and

Conferees received permission to have until midnight on Monday, September 12, to file a conference report on H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989.

Page 23299

Labor-HHS Appropriations: By a yea-and-nay vote of 335 yeas to 60 nays, Roll No. 306, the House agreed to the conference report on H.R. 4783, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1989.

Page 23299

By a yea-and-nay vote of 183 yeas to 212 nays, Roll No. 305, the House rejected the Dannemeyer motion to recommit the conference report to the committee of conference with instructions to House conferees to agree to the amendments of the Senate numbered 49, 135, 252, 253, 254, and 255.

Page 23310

House receded in its disagreement and concurred in Senate amendments Nos. 12, 28, 33, 36, 40, 41, 42, 45, 47, 50, 53, 57, 59, 60–65, 67–69, 70, 71, 74, 78, 84, 87, 105, 115, 117, 120, 121, 127, 151, 166, 172, 173, 186, 199, 200, 208, 218, 225, 228, 231, 232, 244, 248, and 249.

Page 23314

House receded in its disagreement and concurred, with amendments, in Senate amendments Nos. 8, 10, 20, 30, 37, 43, 44, 46, 48, 49, 51, 55, 58, 66, 72, 73, 75, 79, 80, 82, 85, 88, 100, 104, 106, 118, 130, 134, 137, 152, 153, 155, 157, 162, 165, 176, 177, 201, 203, 204, 209, 220, 222, 233, 245, 246, 250, and 256.

Page 23313

House insisted on its disagreement to Senate amendment No. 126 (motion agreed to by a yea-and-nay vote of 216 yeas to 166 nays, Roll, No. 307)—clearing the measure for Senate action.

Page 23318

Health Block Grants; Information; Sexually Transmitted Diseases: House insisted on its amendments to S. 1579, to amend the Public Health Service Act to revise and extend the block grant program, and agreed to a conference. Appointed as conferees: Representatives Dingell, Waxman, Scheuer, Lent, and Madigan.

Page 23332

Rural Development-Agriculture Appropriations: House disagreed to the Senate amendments to H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989, and agreed to a conference. Appointed as conferees: Representatives Whitten, Traxler, McHugh, Natcher, Akaka, Watkins, Durbin, Smith of Iowa, Smith of Nebraska, Myers of Indiana, Skeen, Weber, and Conte.

Page 23335

Foreign Operations Appropriations: House disagreed to the Senate amendments to H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989, and agreed to a conference. Appointed as conferees: Repesentatives Obey, Yates, McHugh, Lehman of Florida, Wilson, Dixon, Gray of Pennsylvania, Mrazek, Whitten, Edwards of Oklahoma, Kemp, Lewis of California, Porter, and Conte.

Page 23335

Late Report: Committee on Government Operations received permission to have until 6 p.m. on Monday, September 12, to file a report on H.R. 3345, to amend and extend the Office of Federal Procurement Policy Act.

Page 23335

Indian Self-Determination Amendments: House agreed to the Senate amendments to H.R. 1223, the Indian Self-Determination Amendments of 1987, with an amendment—returning the measure to the Senate.

Page 23335

Geothermal Steam Amendments: House agreed to the Senate amendment to the House amendment to the text of S. 1889, to amend the Geothermal Steam Act of 1970 to provide for lease extensions—clearing the measure for the President.

Page 23341

Continental Scientific Drilling: House agreed to the Senate amendment to the House amendment to S. 52, to direct the cooperation of certain Federal entities in the implementation of the Continental Scientific Drilling program—clearing the measure for the President.

Page 23343

Presidential Message-OMB Report: Received and read a message from the President wherein he transmits the initial report of the Director of the Office of Management and Budget—referred to the Committee on Appropriations and ordered printed (H. Doc. 100–229).

Page 23346

Strike Prohibition: House passed and cleared for the President, S.J. Res. 374, to provide for a settlement of the labor management dispute between the Chicago and North Western Transportation Company and the United Transportation Union. Earlier, an objection was heard to a unanimous-consent request to consider the resolution.

Pages 23332, 23345

Quorum Calls—Votes: Five yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 23292, 23293, 23298, 23310, 23311, 23327. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 3:52 p.m.

Committee Meetings

DOD REPORT SURROUNDING THE DOWNING OF IRAN FLIGHT 655

Committee on Armed Services: Held a hearing on the Defense Department report on the investigation into the circumstances surrounding the downing of Iran Air Flight 655. Testimony was heard from the following officials of the Department of Defense: RAdm. William M. Fogarty, USN, Director, Policy and Plans, U.S. Central Command; RAdm. Robert J. Kelly, USN, Vice Director, Joint Chiefs of Staff; and Capt. George N. Gee, USN, Director, Combat Systems Command.

DEPOSITORY INSTITUTIONS ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness held a hearing on H.R. 5094, Depository Institutions Act of 1988. Testimony was heard from H. Robert Heller, member, Board of Governors, Federal Reserve System; Robert L. Clarke, Comptroller of the Currency, Department of the Treasury; L. William Seidman, Chairman, FDIC; and public witnesses.

FAILURE OF MISSION INSURANCE COMPANY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations met in executive session to hold a hearing on the Failure of Mission Insurance Company. Testimony was heard from John Horner, Mission Insurance Company.

Joint Meeting

APPROPRIATIONS—TRANSPORTATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4794, appropriating funds for fiscal year 1989 for the Department of Transportation and related agencies.

◆◆◆◆◆◆◆◆◆◆◆

Monday, September 12, 1988

Senate

Chamber Action

Routine Proceedings, pages 23419–23484

Measures Reported: Reports were made as follows:

H.R. 517, to designate Soldier Creek Diversion Unit in Topeka, Kansas, as the "Lewis M. Paramore Diversion Unit." (S. Rept. No. 100–501)

S. 1792, to authorize appropriations for the Office of Environmental Quality for fiscal year 1987, 1988, and 1989, with an amendment in the nature of a substitute. (S. Rept. No. 100–502)

H.R. 3911, to amend title 18, United States Code, to provide increased penalties for certain major frauds against the United States, with an amendment in the nature of a substitute. (S. Rept. No. 100–503)

H.R. 1490, for the relief of Jean DeYoung, with an amendment.

H.R. 439, for the relief of Thomas Wilson.

S. 2637, for the relief of Gillian Lesley Sackler.

Page 23432

Labor-HHS Appropriations, 1989—Conference Report: Senate agreed to the conference report on H.R. 4783, making appropriations for the Departments of Labor, Health and Human Services, and

Education, and related agencies, for the fiscal year ending September 30, 1989.

Page 23425

Senate concurred in the amendments of the House to Senate amendments numbered 8, 10, 20, 30, 37, 43, 44, 46, 48, 49, 51, 55, 58, 66, 72, 73, 75, 79, 80, 82, 85, 88, 100, 104, 106, 118, 130, 134, 137, 152, 153, 155, 157, 162, 165, 176, 177, 201, 203, 204, 209, 220, 222, 233, 245, 246, 250 and 256.

Page 23429

Pending is Weicker motion to insist on Senate amendment numbered 126, relating to abortion, on which there is 2 hours of debate.

Page 23430

A unanimous-consent agreement was reached providing for consideration of the conference report and amendments in disagreement.

Page 23482

Message From the President: Senate received the following message from the President of the United States, during the recess:

Message stating that the initial report of the Director of the Office of Management and Budget dated August 25, 1988, and my initial order of the same date, based thereon, indicated that no aggregate outlay reduction is required at this time. (PM-154)

Page 23431

Nominations Received: Senate received the following nominations:

Received on September 9, during the recess:

Earl Roger Mandle, of Ohio, to be a Member of the National Council on the Arts.

Received today:

Larry K. Mellinger, of California, to be a United States Executive Director of the Inter-American Development Bank.

Charles A. Trabandt, of Virginia, to be a Member of the Federal Energy Regulatory Commission.

Jerry J. Langdon, of Texas, to be a Member of the Federal Energy Regulatory Commission.

Page 23484

Messages From the President: **Page 23431**

Messages From the House: **Page 23431**

Communications: **Page 23432**

Additional Cosponsors: **Page 23432**

Authority for Committees: **Page 23434**

Notices of Hearing: **Page 23433**

Additional Statements: **Page 23434**

Recess: Senate convened at 3 p.m., and recessed at 4:40 p.m., until 9:30 a.m., on Tuesday, September 13, 1988. (For Senate's program, see the remarks of Senator Byrd in today's record on page 23483.)

Committee Meetings

GREAT PLAINS COAL GASIFICATION PROJECT

Committee on Energy and Natural Resources: Committee concluded oversight hearings on the pending sale of the Great Plains Coal Gasification Project, after receiving testimony from J. Allen Wampler, Assistant Secretary, Fossil Energy Program, Department of Energy; Robert L. McPhail, Basin Electric Power Cooperative, Bismarck, North Dakota; Randolph Nodland, Dakota Resource Council, Dickinson, North Dakota; Dennis Hill, North Dakota Association of Rural Electric Cooperatives, Mandan; and Michael Majadin and Wilford J. Lundberg, both of the ANG Coal Gasification Company, Beulah, North Dakota.

QUINAULT INDIAN NATION

Select Committee on Indian Affairs: Committee concluded hearings on S. 2752, to declare that certain lands be held in trust for the Quinault Indian Nation, after receiving testimony from James C. Overbay, Deputy Chief, National Forest Service, Department of Agriculture; Joe De La Cruz, Quinault Indian Nation, Taholah, Washington; and Brock Evans, Olympic Park Associates, and Dennis Whittlesey, on behalf of the Cowlitz and Chinook Indians of Washington State, both of Washington, DC.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, September 13.

Committee Meetings

No Committee meetings were held.

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Tuesday, September 13, 1988

Senate

Chamber Action

Routine Proceedings, pages 23486–23556

Measures Introduced: Eleven bills and two resolutions were introduced, as follows: S. 2775–2785, S. Con. Res. 142, and S. Res. 470.

Page 23526

Measures Reported: Reports were made as follows:

S. 10, to amend the Public Health Service Act to improve emergency medical services and trauma care, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–504)

Page 23526

Labor-HHS Appropriations, 1989: Senate receded from its amendment numbered 126, relating to abortion, to H.R. 4783, to appropriate funds for fiscal year 1989 for the Departments of Labor, Health and Human Services, and Education, and related agencies.

Page 23490

By 44 yeas to 46 nays (Vote No. 326), Senate earlier failed to table a motion to further insist on Senate amendment numbered 126. (By unanimous consent, Senate agreed to reconsider Vote No. 326.)

Page 23490

By 47 yeas to 43 nays (Vote No. 327), upon reconsideration, Senate tabled the motion to insist on Senate amendment numbered 126.

Page 23506

Textile and Apparel Trade Act: Senate continued consideration of H.R. 1154, to remedy injury to the United States textile and apparel industries caused by increased imports, with an amendment proposed thereto, as follows:

Pages 23506, 23511

Pending:

Hollings Amendment No. 2945, in the nature of a substitute. (By unanimous consent, the motion to close further debate on the amendment was vitiated.)

Pages 23507, 23523

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereto, with a vote on final passage to occur on Thursday, September 15, at 4:30 p.m.

Page 23523

Senate will continue consideration of the bill and amendments proposed thereto on tomorrow.

Retirement and Survivor Annuities for Bankruptcy Judges and Magistrates Act: Senate disagreed to the amendments of the House to S. 1630, to provide for retirement and survivors' annuities for bankruptcy judges and magistrates, agreed to the request for a conference thereon, and appointed as conferees Senators Biden, Heflin, DeConcini, Thurmond, and Grassley.

Page 23555

United States-Canada Free Trade Agreement—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 2651, to implement the United States-Canada Free-Trade Agreement, with a vote to occur thereon on Monday, September 19, at 5:30 p.m.

Pages 23523, 23525

Nominations Received: Senate received the following nominations:

Susan Denbo Jaffe of New York, to be a Member of the Boards of Trustees of the Federal Hospital Insurance Trust Fund, the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund; and the Federal Supplementary Medical Insurance Trust Fund.

Mary Falvey Fuller, of California, to be a Member of the Boards of Trustees of the Federal Hospital Insurance Trust Fund; the Federal Old-Age and Survivors Insurance Trust Fund; the Federal Disability Insurance Trust Fund; and the Federal Supplementary Medical Insurance Trust Fund.

Mary L. Schapiro, of the District of Columbia, to be a Member of the Securities and Exchange Commission.

Becky Norton Dunlop, of Virginia, to be Assistant Secretary for Fish and Wildlife, Department of the Interior. **Page 23556**

Messages From the President: **Page 23525**

Messages From the House: **Page 23525**

Statements on Introduced Bills: **Page 23526**

Amendments Submitted: **Page 23547**

Additional Cosponsors: **Page 23545**

Authority for Committees: **Page 23548**

Notices of Hearings: **Page 23548**

Additional Statements: **Page 23548**

Record Votes: Two record votes were taken today. (Total—327)

Pages 23504, 23506

Recess: Senate convened at 9:30 a.m., and recessed at 5:49 p.m., until 9:30 a.m., on Wednesday, September 14, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 23556.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of John R. Dahl, of North Dakota, George J. Benston, of New York, Derryl McLaren, of Iowa, Gordon C. Southern, of Missouri, and Edward C. Williamson, Jr., of Georgia, each to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation, after the nominees testified and answered questions in their own behalf. Mr. Dahl was introduced by Senator Conrad, Mr. McLaren was introduced by Senators Harkin and Grassley, and Mr. Williamson was introduced by Senator Fowler.

TELEMARKETING/CONSUMER FRAUD

Committee on Commerce, Science, and Transportation: Subcommittee on Consumer concluded hearings on S. 2213, S. 2326, and H.R. 4101, bills to strengthen the authority of the Federal Trade Commission to regulate telemarketing activities, after receiving testimony from Representative Luken; Terry Calvani, Member, Federal Trade Commission; Robert T. Stephan, Kansas Attorney General, Topeka, representing the National Association of Attorneys General; Dennis P. Brosnan, VISA U.S.A., Inc., McLean, Virginia; Joan Mullen, Zacson Corporation, Pleasanton, California, representing the American Telemarketing Association; Paul Williams, National Office Machine Dealers Association, Chicago, Illinois; Michael J. Altier, National Retail Merchants Association, Jane King, National Consumers League, and Robert Levering, Direct Marketing Association, all of Washington, DC; and John Renner, Trinity Lutheran Hospital.

AVIATION SAFETY AND SECURITY

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded hearings on recent initiatives of the Federal Aviation Administration to improve aviation safety and security, after receiving testimony from T. Allan McArtor, Administrator, Federal Aviation Administration.

COSMOS 1900

Committee on Energy and Natural Resources: Committee concluded oversight hearings to examine the fate of the Soviet satellite Cosmos 1900, and U.S. plans and strategies associated with launching and using nuclear power sources in space, after receiving testimony from Dennis A. Bitz, Deputy Assistant Secretary for Space and Defense Power Systems, Office of Nuclear Energy, and Brig. Gen. Paul Kavanaugh, Deputy Assistant Secretary for Military Application, Office of Defense Programs, both of the Department of Energy; Col. George M. Hess, Acting Deputy for Technology, Strategic Defense Initiative Organization, Department of Defense; Robert Rosen, Deptuy Associate Administrator, Office of Aeronautics and Space Technology, National Aeronautics and Space Administration; Col. Henry G. Culbertson III, Chief, Space Control Operations Division, U.S. Space Command, Colorado Springs, Colorado; Steven Aftergood, Committee to Bridge the Gap, Los Angeles, California; Daniel Hirsch, Stevenson Program on Nuclear Policy, University of California; Santa Cruz, representing the Federation of American Scientists; and Charles A. Schmidt, General Electric, Princeton, New Jersey.

NOMINATION

Committee on Environment and Public Works: Committee concluded hearings on the nomination of James R. Curtiss, of Maryland, to be a Member of the Nuclear Regulatory Commission, after the nominee who was introduced by Senator Simpson, testified and answered questions in his own behalf.

PCB CONTROL ACT

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances approved for full committee consideration of S. 2693, to regulate the generation, storage, treatment and disposal of polychlorinated biphenyls (PCB) pursuant to the requirement of the Resource Conservation and Recovery Act, with an amendment.

NOMINATION

Committee on Finance: Committee ordered favorably reported the nomination of Nicholas F. Brady, of New Jersey, to be Secretary of the Treasury.

Prior to this action, the committee concluded hearings on the nomination of Mr. Brady, after the nominee, who was introduced by Senators Bradley and Lautenberg, testified and answered questions in his own behalf.

REFUGEES ADMISSIONS FOR 1989

Committee on the Judiciary: Committee concluded hearings to review refugee admission levels for fiscal year 1989, after receiving testimony from George P. Shultz, Secretary of State; Robert L. Funseth, Senior Deputy Assistant Secretary for Refugee Programs, and, Ambassador Jonathan Moore, Director, Bureau of Refugee Programs, and U.S. Coordinator for Refugee Affairs, both of the Department of State; William Gee, Director, Office of Refugee Resettlement, Department of Health and Human Services; and Delia Combs, Assistant Commissioner, Refugees, Asylum and Parole, Immigration and Naturalization Service, Department of Justice.

INTELLIGENCE BUSINESS

Select Committee on Intelligence: Committee met in closed session to consider pending committee business, but made no announcements.

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 5277–5287; and 3 resolutions, H.J. Res. 650–652 were introduced.

Page 23676

Bills Reported: Reports were filed as follows:

H.R. 5247, Water Resources Development Act of 1988, amended (H. Rept. 100–913, filed on September 12);

H.R. 387, to promote equitable pay practices and to eliminate discrimination within the Federal civil service, amended (H. Rept. 100–914);

H.R. 3408, to increase the amounts authorized for the Colorado River Storage Project, amended (H. Rept. 100–915); and

H.R. 4818, to establish the National Park of Samoa, amended (H. Rept. 100–916).

Page 23675

Defense Authorization: House agreed to the Foley motion to table the Walker motion to discharge the Committee on Armed Services from the further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989.

Page 23557

Federal Salaries Commission: The Speaker appointed the following persons from private life as members on the part of the House of the Commission on Executive, Legislative and Judicial Salaries: William R. Ratchford of Arlington, Virginia, and John Creedon of Larchmont, New York.

Page 23558

Suspensions: House voted to suspend the rules and pass the following bills:

Aviation whistleblower protection: H.R. 5073, amended, to amend the Federal Aviation Act of 1958 to provide protection for aviation whistleblowers;

Page 23559

Bankruptcy judges: H.R. 4064, amended, to amend title 28 of the United States Code to authorize the appointment of additional bankruptcy judges;

Page 23562

Transgenic animal patents: H.R. 4970, amended, to amend title 35 of the United States Code relating to animal patents;

Page 23564

Court reform: H.R. 4807, amended, to amend title 28, United States Code, to make certain improvements with respect to the Federal judiciary;

Page 23573

Office of Federal Procurement Policy: H.R. 3345, amended, to amend and extend the Office of Federal Procurement Policy Act. Subsequently, this passage was vacated and S. 2215, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Page 23585

GSA representation expenses: H.R. 5049, to amend section 603(a) of the Federal Property and Administrative Services Act of 1949 to authorize the expenditure of moneys for official reception and representation expenses;

Page 23593

GSA property management improvement: H.R. 5104, amended, to improve the efficiency and effectiveness of the management and disposal of Federal real and personal property;

Page 23593

Clinical laboratory improvement: H.R. 5150, amended, to amend the Public Health Service Act to revise the authority for the regulation of clinical laboratories;

Page 23603

Abandoned infants assistance: S. 945, amended, to require the Secretary of Health and Human Services to make grants to local governments for demonstration projects to provide respite homes and other assistance for infants abandoned in hospitals. Agreed to amend the title;

Page 23608

Indian health care amendments: H.R. 5261, to reauthorize and amend the Indian Health Care Improvement Act;

Page 23612

Salt River Pima-Maricopa Indian water rights: H.R. 4102, amended to provide for the settlement of the water rights claims of the Salt River Pima-Maricopa Indian Community in Maricopa County, Arizona;

Page 23628

Colorado River Storage Project: H.R. 3408, amended, to increase the amounts authorized for the Colorado River Storage Project;

Page 23633

Montgomery GI Bill amendments: H.R. 4213, amended, to amend title 38, United States Code, with respect to the Montgomery GI Bill. Agreed to amend the title;

Page 23636

Delaware and Lehigh Canal Heritage Corridor: H.R. 3957, amended, to establish the Delaware and Lehigh Navigation Canal National Heritage Corridor in the Commonwealth of Pennsylvania;

Page 23643

Poverty Point Monument: H.R. 775, amended, to provide for the establishment of the Poverty Point National Monument;

Page 23647

Antietam Battlefield land acquisitions: H.R. 4554, amended, to remove certain restrictions on land acquisitions for Antietam National Battlefield;

Page 23649

Wildcat River: S. 1914, amended, to designate a segment of the Wildcat River in the State of New Hampshire as a component of the National Wild and Scenic Rivers System;

Page 23651

Coastal Heritage Trail: S. 2057, amended, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey. Agreed to amend the title;

Page 23654

Public lands and forests: H.R. 3680, amended, to revoke certain public land orders, and transfer certain public lands; and

Page 23656

Samoa National Park: H.R. 4818, amended, to establish the National Park of Samoa. Agreed to amend the title.

Page 23659

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following bills, on which votes were postponed until Wednesday, September 14:

Federal prison industries reform: H.R. 4994, to amend title 18, United States Code, to permit Federal Prison Industries to borrow from the Treasury; and

Page 23568

Insider trading: H.R. 5133, amended, to improve the procedures and remedies for the prevention of insider trading.

Page 23595

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 23674

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 6:31 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported, as amended, the following bills: S. 659, Agricultural Aid and Trade Missions Act; S. 1966, Biotechnology Competitiveness Act of 1988; and H.R. 5056, Agricultural Research Act of 1988.

OVERSIGHT

Committee on Education and Labor: Held an oversight hearing on a report by the Commission on Minority Participation in Education and American Life entitled "One-Third of a Nation". Testimony was heard from public witnesses.

PROPOSED MERGING OF INVESTMENT AND COMMERCIAL BANKING ACTIVITIES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the regulatory requirements for the proposed merging of investment and commercial banking activities. Testimony was heard from Richard L. Fogel, Assistant Comptroller General, Human Resources Division, GAO; and public witnesses.

STATUS OF THE WASTE ISOLATION PILOT PLANT PROJECT

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on the Status of the Waste Isolation Pilot Plant Project. Testimony was heard from Keith O. Fultz, Senior Associate Director, Resources, Community and Economic Development Division, GAO; Sylvia Lowrance, Director, Office of Solid Waste, EPA; and Jill Lytle, Deputy Assistant Secretary, Nuclear Materials, Department of Energy.

MANAGEMENT OF NAVY'S STANDARD AUTOMATED FINANCIAL SYSTEM

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Management of Navy's Standard Automated Financial System (STAFS). Testimony was heard from Charles A. Bowsher, Comptroller General, GAO; and from the following officials of the Department of Defense: Robert H. Conn, Assistant Secretary, Financial Management and Comptroller, Department of the Navy; and John P. Springett, Deputy Assistant Secretary (Information Resources Management).

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met in executive session to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 3738, to amend the Wild and Scenic Rivers Act by designating a segment of the Klamath River in Oregon and California as a component of the National Wild and Scenic Rivers System; H.R. 4164, Omnibus Oregon Wild and Scenic Rivers Act of 1988; and H.R. 4259, to amend the Wild and Scenic Rivers Act of 1968. Testimony was heard from Representatives AuCoin, Wyden and Robert F. Smith; Jeff Sirmon, Deputy Chief, U.S. Forest Service, USDA; Dean Stepanek, Assistant Director, Land and Renewable Resources, Bureau of Land Management, Department of the Interior; and public witnesses.

FLEXING THE U.S. INDUSTRIAL MUSCLE

Committee on Small Business: Subcommittee on Regulation and Business Opportunities held a hearing on "Flexing" the U.S. Industrial Muscle: Opportunities and Obstacles in Implementing Europe's Flexible Manufacturing Network System. Testimony was heard from John Lyons, Engineering Division, National Bureau of Standards, Department of Commerce; and public witnesses.

Joint Meeting

U.S. FOREIGN DEBT

Joint Economic Committee: Committee concluded hearings to review the status of the U.S. international position, focusing on employment prospects, financial markets, and the value of the dollar, after receiving testimony from Nigel Gault, Data Resources, Inc., Lexington, Massachusetts; Robert Brusca, Nikko Securities Company International, New York, New York; and Lyle Gramley, Mortgage Bankers Association, Washington, DC.

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Wednesday, September 14, 1988

Senate

Chamber Action

Routine Proceedings, pages 23701–23777

Measures Introduced: Six bills and four resolutions were introduced, as follows: S. 2786–2791, S.J. Res. 377–378, and S. Res. 471–472.

Page 23746, 23747

Measures Reported: Reports were made as follows:

S. 1626, to keep secure the rights of intellectual property licensors and licensees which come under the protection of title 11 of the United States Code, the Bankruptcy Code, with an amendment in the nature of a substitute. (S. Rept. No. 100–505)

S. 1863, to amend the bankruptcy law, to provide for special revenue bonds, and for other purposes, with an amendment. (S. Rept. No. 100–506)

S. 1919, for the relief of Michael Wilding. (S. Rept. No. 100–507)

S. 129, to authorize and amend the Indian Health Care Improvement Act, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–508)

H.R. 2046, to authorize the Secretary of State to conclude agreements with the appropriate representative of the Government of Mexico to correct pollution of the Rio Grande.

H.J. Res. 602, in support of the restoration of a free and independent Cambodia and the protection of the Cambodian people from a return to power by the genocidal Khmer Rouge.

S. Res. 385, to express the opposition of the Senate to the continued control of the Cathedral of Vilnius, Lithuania, by the Union of Soviet Socialist Republics.

S. Con. Res. 129, to express the support of Congress for the Dalai Lama and his proposal to promote peace, protect the environment, and gain democracy for the people of Tibet.

S. Con. Res. 142, to congratulate Israel and Egypt on the tenth anniversary of the Camp David Accords.

Page 23746

Measures Passed:

Video Recordings of Senate Proceedings: Senate passed S. Res. 459, to provide for the transfer of archival quality video recordings of Senate proceedings to the Librarian of Congress and the Archivist of the United States and to clarify procedures for providing copies to Senators.

Page 23733

Anniversary of the Federal Food, Drug, and Cosmetic Act: The Committee on Labor and Human Resources was discharged from the further consideration of H.J. Res. 600, to commemorate the fiftieth anniversary of the passage of the Federal Food, Drug, and Cosmetic Act, and the joint resolution was then passed.

Page 23735

Authorizing Printing: Senate agreed to S. Res. 471, to authorize the printing of a history of the Environmental and Public Works Committee as a Senate document.

Page 23735

Dwight David Eisenhower Commemorative Coin Act: Senate passed S. 2789, to require the Secretary of the Treasury to mint and issue one-dollar coins in commemoration of the 100th anniversary of the birth of Dwight David Eisenhower.

Page 23774

U.S. Circulating Coin Designs: Senate passed S. 1776, to modernize United States circulating coin designs, of which one reverse will have a theme of the Bicentennial of the Constitution, after agreeing to a committee amendment in the nature of a substitute.

Page 23763

Statehood Centennial Commemorative Coin Act of 1989: Senate passed S. 2283, to require the Secretary of the Treasury to mint and issue five-dollar coins in commemoration of the 100th anniversary of the statehood of Idaho, Montana, North Dakota, South Dakota, Washington, and Wyoming, after agreeing to a committee amendment in the nature of a substitute.

Page 23763

Textile and Apparel Trade Act: Senate continued consideration of H.R. 1154, to remedy injury to the United States textile and apparel industries caused by increased imports, with an amendment proposed thereto, as follows:

Hollings Amendment No. 2945, in the nature of a substitute.

Pages 23718, 23743

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, September 15, with a vote to occur on passage at 4:30 p.m.

Nuclear Regulatory Commission Authorizations, 1988–89: Senate insisted on its amendments to H.R. 1315, to authorize funds for the Nuclear Regulatory

Commission for fiscal years 1988 and 1989, requested a conference with the House thereon, and appointed as conferees Senators Burdick, Breaux, Reid, Stafford, and Simpson; Senators Glenn and Roth for the purposes of title I; Senators Johnston and McClure for the purposes of the provisions of section 112 of title I, relating to the construction authorization for the nuclear waste repository; and Johnston, Ford, Bingaman, McClure, and Domenici for the purposes of the provisions of title IV, concerning the Uranium Revitalization, Tailings Reclamation and Enrichment Act.

Page 23736

Military Construction Appropriations, 1989—Conference Report: Senate agreed to the conference report on H.R. 4586, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1989.

Page 23740

Senate concurred in the amendments of the House to Senate amendments numbered 1, 4, 7, 8, 22, 24, 25, 27, 34, 35, 37, 38, 40, and 45.

Page 23742

Senate receded from its amendment numbered 41.

Page 23735

Messages From the President: Senate received the following message from the President of the United States:

Transmitting the Saint Lawrence Seaway Development Corporation's annual report for 1987; which was referred to the Committee on Environment and Public Works. (PM–155)

Page 23745

Nominations Confirmed: Senate confirmed the following nomination:

By 92 yeas to 2 nays (Vote No. 328), Nicholas F. Brady, of New Jersey, to be Secretary of the Treasury.

Pages 23731, 23777

Nomination Received: Senate received the following nomination:

Herman Agoyo, of New Mexico, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development.

Page 23777

Messages From the President: **Page 23745**

Messages From the House: **Page 23745**

Measures Referred: **Page 23745**

Measures Ordered Placed on Calendar: **Page 23746**

Statements on Introduced Bills: **Page 23747**

Additional Cosponsors: **Page 23754**

Amendments Submitted: **Page 23755**

Authority for Committees: **Page 23756**

Notices of Hearings: **Page 23756**

Additional Statements: **Page 23757**

Record Votes: One record vote was taken today. (Total—328) **Page 23731**

Recess: Senate convened at 9:30 a.m., and recessed at 5:08 p.m., until 10:30 a.m., on Thursday, September 15, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 23777.)

Committee Meetings

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Milton L. Lohr, of California, to be Deputy Under Secretary of Defense for Acquisition, after the nominee, who was introduced by Senator Wilson, testified and answered questions in his own behalf.

NATIONAL HOUSING POLICY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs held hearings to review legislative implications of staff concept papers to develop the framework for a National Affordable Housing Act, receiving testimony from James W. Rouse, The Enterprise Foundation, Columbia, Maryland; David O. Maxwell, Federal National Mortgage Association, Henry S. Reuss, and J. Roderick Heller III, National Corporation for Housing Partnerships, both on behalf of the National Low Income Housing Preservation Commission, and William H. Lacy, Mortgage Insurance Companies of America, all of Washington, DC; Langley C. Keyes, Massachusetts Institute of Technology, Cambridge; Willard Gourley, Jr., Barclays-American/Mortgage Corporation, Charlotte, North Carolina, on behalf of the Mortgage Bankers Association of America; Nestor R. Weigand, Jr., Wichita, Kansas, on behalf of the National Association of Realtors; Dale Stuard, Newport Beach, California, on behalf of the National Association of Home Builders; Jerry C. Connors, Manufactured Housing Institute, Arlington, Virginia; Leonard Shane, Mercury Savings and Loan Association, Huntington Beach, California, on behalf of the U.S. League of Savings Institutions; and Edwin A. Klose, Klose Associates Network, Inc., Carmel, California.

Hearings continue on Wednesday, September 21.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following measures favorably reported:

S. 2586, to quiet title and possession with respect to a certain private land claim in Sumter County, Alabama, with an amendment;

S. 2457, to transfer certain lands in the State of Montana and to relieve the town of Neihart, Montana, of any obligation to pay consideration for lands conveyed to it under authority of the Small Tracts Act;

S. 2565, to remove certain restrictions on land acquisition for Antietam National Battlefield in Maryland;

H.R. 4212, to permit the Secretary of the Interior to establish the former home of Alexander Hamilton as a national memorial at its present location in New York, New York, with an amendment;

H.R. 3559, to authorize the acquisition for 25 acres to be used for an administrative headquarters for Canaveral National Seashore;

H.R. 4050, for the relief of certain persons in Riverside County, California who purchased land in good faith reliance on an existing private land survey;

H.R. 2952, to increase the amount authorized to be appropriated for acquisition of the Women's Rights National Historical Park;

H.R. 4375, to improve the management of certain public lands in the State of Michigan;

H.R. 3313, to establish in the Department of the Interior the Heritage Preservation Commission;

H.R. 2596, to improve Federal management of lands on Admiralty Island, Alaska, with an amendment in the nature of a substitute;

An original resolution authorizing the printing of a Senate document on the history of the Senate Committee on Energy and Natural Resources in observance of the Bicentennial of the United States Senate;

S. 2748, to increase the authorization in Public Law 96–309 to design and construct a gunite lining on certain reaches of the Bessemer Ditch in the vicinity of Pueblo, Colorado, with an amendment in the nature of a substitute;

An original bill to amend the Nuclear Waste Policy Act of 1982 with respect to the Office of the Nuclear Waste Negotiator and the Monitored Retrievable Storage (MRS) Commission;

H.R. 4457, to authorize the establishment of the Natchez National Historical Park in Natchez, Mississippi; and

H.R. 2839, to declare certain Indian lands in Utah to be held in trust by the United States for the use and benefit of the Confederated Tribes of the Goshute Reservation, with amendments, and in lieu of S. 1687.

Also, committee began consideration of S. 1120, to improve the administration of the Federal Coal Leasing Program, and H.R. 4526, to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park, but did not complete action thereon, and will meet again tomorrow.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on H.R. 4068 and S. 1314, bills to strengthen the enforcement provisions of the Archaeological Resources Protection Act of 1979, S. 1985, to improve the protection and management of archaeological resources on federal lands, S. 2545, to redesignate Salinas National Monument in the State of New Mexico, S. 2617, to revise the boundary of Aztec Ruins National Monument in the State of New Mexico, S. 2750, to authorize a study on methods to commemorate the contributions of Georgia O'Keeffe, and S. 2767, to authorize a study of the history and culture of the Warm Springs area of New Mexico, after receiving testimony from Representative Gejdenson; Jerry Rogers, Associate Director for Cultural Resources, National Park Service, Department of the Interior; William L. Rice, Deputy Chief for Administration, Forest Service, Department of Agriculture; and Loretta Neumann, Society for American Archaeology Washington, DC.

GLOBAL CLIMATE PROTECTION

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances held joint hearings with the Subcommittee on Environmental Protection on S. 2666, to establish a national policy to insure that all Federal policies are interpreted and administered to minimize impacts to the global environment, receiving testimony from James Overbay, Deputy Chief of National Forest System, Forest Service, Department of Agriculture; F. Sherwood Rowland, University of California, Irvine; Carl Wunsch, Massachusetts Institute of Technology, Cambridge; Ralph Cicerone, National Center for Atmospheric Research, Boulder, Colorado; Robert Bruck, North Carolina State University, Raleigh; John Schnittker, Schnittker, Associates, Washington, DC; Dewey M. McLean, Virginia Polytechnic Institute, Blacksburg, Virginia; and Timothy Weiskel, Harvard University, Cambridge, Massachusetts.

Hearings continue on Friday, September 16.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. 2756, to prohibit investments in and certain other activities with respect to apartheid in South Africa, with an amendment;

The following bilateral investment and tax treaties: Investment Treaty with Senegal (Treaty Doc. 99–15), Investment Treaty with Zaire (Treaty Doc. 99–17), Investment Treaty with Morocco (Treaty Doc. 99–18), Investment Treaty with Turkey (Treaty Doc. 99–19), Investment Treaty with Cameroon (Treaty Doc. 99–22), Investment Treaty with Bangladesh (Treaty Doc. 99–23), Investment Treaty with Egypt (Treaty Doc. 99–24), Investment Treaty with Grenada (Treaty Doc. 99–25), Supplementary Protocol to the 1970 Tax Convention with Belgium (Treaty Doc. 100–15), Protocol to the 1967 Tax Convention with France (Treaty Doc. 100–21), each with an understanding, and the Tax Convention with the United Kingdom (on behalf of the Government of Bermuda) (Treaty Doc. 99–30), with reservations;

The nominations of Senator Christopher J. Dodd, of Connecticut, Senator Rudy Boschwitz, of Minnesota, Vernon A. Walters, of Florida, and Pearl Bailey, of Arizona, each to be a Representative of the United States to the Forty-third Session of the United Nations General Assembly, Noel Gross, of New Jersey, Lester B. Korn, of California, Hugh Montgomery, of Virginia, Patricia M. Byrne, of Ohio, and Arthur Schneier, of New York, each to be an Alternate Representative of the United States to the Forty-third Session of the United Nations General Assembly, Nichols F. Brady, of New Jersey, to be U.S. Governor of the International

Monetary Fund, International Bank for Reconstruction and Development, Inter-American Development Bank, African Development Bank, Asian Development Bank, and the African Development Fund, Joseph F. Salgado, of California, to be the Representative of the United States to the Thirty-second Session of the General Conference of the International Atomic Energy Agency, Bruce K. Chapman, of Washington, Richard T. Kennedy, of the District of Columbia, and Lando W. Zech, of Virginia, each to be an Alternate Representative of the United States to the Thirty-second Session of the General Conference of the International Atomic Energy Agency, W. Allen Wallis, of New York, to be U.S. Alternate Governor of the International Bank for Reconstruction and Development, and U.S. Alternate Governor of the Inter-American Development Bank, and a Foreign Service officers' promotion list received in the Senate on September 7, 1988;

S. Con. Res. 129, to express the support of Congress for the Dalai Lama and his proposal to promote peace, protect the environment, and gain democracy for the people of Tibet;

S. Res. 385, to express the opposition of the Senate to the continued control of the Cathedral of Vilnius, Lithuania, by the Union of Soviet Socialist Republics;

H.J. Res. 602, in support of the restoration of a free and independent Cambodia and the protection of the Cambodian people from a return to power by the genocidal Khmer Rouge, in lieu of S.J. Res. 347;

H.R. 2046, to authorize the Secretary of State to conclude agreements with the appropriate representative of the Government of Mexico to correct pollution of the Rio Grande, and

S. Con. Res. 142, congratulating Israel and Egypt on the tenth anniversary of the Camp David Accords.

REGULATORY REFORM

Committee on Governmental Affairs: Committee held hearings to assess present distribution of responsibility for implementing federal regulations, receiving testimony from Frank S. Swain, Chief Counsel for Advocacy, Small Business Administration; Richard D. Morgenstern, Director, Office of Policy Analysis, Environmental Protection Agency; Elliot Schwartz, Acting Assistant Director for Natural Resources and Commerce Division, Congressional Budget Office; Jonathan Lash, Vermont State Agency of Natural Resources, Montpelier, on behalf of the National Governors' Association; Jeffrey H. Schiff, National Association of Towns and Townships, and Jeffrey L. Leiter, Collier, Shannon, Rill and Scott, both of Washington, DC; and Joan L. Beardmore, Warren Township, Fleming, Ohio.

Hearings continue on Monday, October 3.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered favorably reported the following measures:

S. 2420, to provide for the disposition of certain lands in Arizona under the jurisdiction of the Department of the Interior by means of an exchange of lands, with an amendment in the nature of a substitute;

H.R. 3621, to declare that certain lands in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians, and to declare such lands to be part of the reservation with which they are contiguous; and

An original resolution to provide supplemental funding for the Special Committee on Investigations of the Select Committee on Indian Affairs.

HOOPA-YUROK INDIAN RESERVATION

Select Committee on Indian Affairs: Committee held hearings on S. 2723, to partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, to clarify the use of tribal timber proceeds, receiving testimony from Representative Bosco; Rodney R. Parker, Deputy Associate Attorney General, Department of Justice; Ross O. Swimmer, Assistant Secretary of the Interior for Indian Affairs; Roanne Lyall, Ashland, Oregon; Dorothy Haberman, Klamath, California; Sam Jones, Robert McCoy, Charles Abbott, Wilfred K. Colegrove, and Dale Risling, both of the Hoopa Tribal Business Council, all of Hoopa, California; Jessie Short, Eureka, California; Lisa Sundberg, Trinidad, California; and Terry Supahan, Karuk Tribe of California, Happy Camp.

Hearings were recessed subject to call.

CISPES

Select Committee on Intelligence: Committee resumed hearings to review the conduct of the Federal Bureau of Investigation inquiry into activities of the Committee on Solidarity with the People of El Salvador (CISPES), receiving testimony from William S. Sessions, Director, Federal Bureau of Investigation, Department of Justice.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 5288–5308; and 3 resolutions, H.J. Res. 653–654, H. Con. Res. 364, were introduced.

Page 23853

Bill Reported: One report was filed as follows: H.R. 5102, to amend the provisions of title 5, United States Code, relating to the health benefits program for Federal employees and certain other individuals, amended (H. Rept. 100-917).

Page 23853

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 23778

Journal: By a yea-and-nay vote of 274 yeas to 117 nays, Roll No. 308, the House approved the Journal of Tuesday, September 13.

Page 23778

Medical Research Day: House passed and cleared for the President S.J. Res. 328, to designate the day of September 14, 1988, as "National Medical Research Day".

Page 23779

Subcommittee To Sit: Subcommittee on Economic Stability of the Committee on Banking, Financing and Urban Affairs received permission to sit today during proceedings of the House under the 5-minute rule.

Page 23780

Defense Authorization: House agreed to the Coelho motion to table the Walker motion to discharge the Committee on Armed Services from further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989 (agreed to by a yea-and-nay vote of 239 yeas to 164 nays, Roll No. 309).

Page 23780

Military Constructions Appropriations: By a yea-and-nay vote of 386 yeas to 26 nays, Roll No. 310, the House agreed to the conference report on H.R. 4586, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1989.

House receded in its disagreement and concurred in Senate amendment No. 28.

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 1, 4, 7, 8, 22, 24, 25, 27, 34, 35, 37, 38, 40, and 45.

House insisted on its disagreement to the Senate amendment No. 41—clearing the measure for Senate action.

Page 23788

Defense Appropriations: House disagreed to the Senate amendments to H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989; and agreed to a conference. Appointed as conferees: Representatives Chappell, Murtha, Dicks, Wilson, Hefner, AuCoin, Sabo, Whitten, McDade, Young of Florida, Miller of Ohio, Livingston, and Conte; and

As exclusive conferees only for consideration of Senate amendment No. 276 and modifications thereto committed to conference: Representatives Obey, Wilson, Whitten, Edwards of Oklahoma, and Conte.

Pages 23799, 23806

Agreed to the McDade motion to instruct House conferees to provide adequate funding for a pay raise for all members of the uniformed services effective on January 1, 1989, which would increase the rates of pay by 4.1 percent for basic pay and for basic allowance for subsistence and by 7.0 percent for basic allowance for quarters.

Agreed to the Chappell motion that the conference committee meetings be closed to the public at such times as classified national security information is under consideration, except that any sitting Member of Congress shall have a right to attend any closed or open meeting (agreed to by a yea-and-nay vote of 413 yeas, Roll No. 311).

Page 23797

Commerce-State-Justice Appropriations: House disagreed to the Senate amendments to H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1989; and agreed to a conference. Appointed as conferees: Representatives Smith of Iowa, Alexander, Early, Dwyer of New Jersey, Carr, Mollohan, Whitten, Rogers, Regula, Kolbe, and Conte.

Agreed to the Conte motion to instruct House conferees to agree to Senate amendment No. 171, which requires all agencies to absorb into appropriated funds any pay raises which may go into effect in fiscal year 1989, as amended by the Dannemeyer amendment that provides for the 24-hour enforcement of regulations prohibiting obscene language from being broadcast over national radio. The Dannemeyer amendment was offered after the House failed to order the previous question on the motion by a yea-and-nay vote of 204 yeas to 210 nays, Roll No. 312.

Pages 23797, 23799

Intelligence Appropriations: The House agreed to the conference report on H.R. 4387, to authorize appropriations for fiscal year 1989 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, for the Central Intelligence Agency Retirement and Disability System—clearing the measure for Senate action.

Page 23800

Presidential Message—Saint Lawrence Seaway: Received and read a message from the President wherein he transmits the Saint Lawrence Seaway Development Corporation's Annual Report for fiscal year 1987—referred to the Committee on Public Works and Transportation.

Page 23804

Federal Prison Industries Reform: By a yea-and-nay vote of 252 yeas to 163 nays, Roll No. 313 (two-thirds of those present not voting in favor), the House failed to suspend the rules and pass H.R. 4994, to amend title 18, United States Code, to permit Federal Prison Industries to borrow from the Treasury. This bill was debated on Tuesday, September 13.

Page 23805

Insider Trading: By a yea-and-nay vote of 410 yeas, Roll No. 314, the House voted to suspend the rules and pass H.R. 5133, amended, to improve the procedures and remedies for the prevention of insider trading. This bill was debated on Tuesday, September 13.

Page 23805

Coast Guard Authorization: The House agreed to the conference report on H.R. 2342, to authorize appropriations for the Coast Guard for fiscal year 1988—clearing the measure for Senate action.

Page 23806

H. Res. 518, the rule which waived certain points of order against the conference report, was agreed to earlier by a voice vote.

Page 23806

Omnibus Drug Initiative: House continued consideration of H.R. 5210, to prevent the manufacturing, distribution, and use of illegal drugs; but came to no resolution thereon. Consideration of amendments will resume on Thursday, September 15.

Page 23810

Agreed To:

The Edwards of Oklahoma amendment that permits the Attorney General to assess a civil penalty of up to $10,000 against any person possessing a small amount of controlled substances, including cocaine, crack, marijuana, PCP, and LSD, and provides for judicial review (agreed to by a recorded vote of 293 ayes to 115 noes, Roll No. 315); and

Page 23817

The Shaw amendment that requires random drug testing as a mandatory condition of probation for individuals convicted of drug-related offenses in judicial districts where the bill's demonstration drug-testing program is in effect.

Page 23818

Rejected the Davis of Illinois amendment that sought to strike language providing for the establishment of a national training center for prison drug rehabilitation program personnel.

Page 23812

Late Report: Committee on Agriculture received permission to have until midnight on Friday, September 16 to file reports on S. 659, Agricultural Aid and Trade Missions Act; and H.R. 5056, Agricultural Research Act of 1988.

Page 23820

Quorum Calls—Votes: Seven yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 23778, 23780, 23794, 23797, 23799, 23805, 23817.

Adjournment: Met at noon and adjourned at 10:32 p.m.

Committee Meetings

OFFICE OF OPERATIONS TEST AND EVALUATION

Committee on Armed Services: Acquisition Policy Panel held a hearing to review the Office of Operational Test and Evaluation. Testimony was heard from John Krings, Director, Office of Operational Test and Evaluation, Department of Defense; and Eleanor Chelimsky, Director, Program Evaluation and Methodology Division, GAO.

SOVIET MOBILIZATIONS READINESS AND THE U.S. DEFENSE PROGRAM

Committee on Armed Services: Defense Policy Panel held a hearing on Soviet mobilization readiness and the U.S. defense program. Testimony was heard from the following Senior Analysts, Office of Soviet Army Studies, Department of Defense: Graham Turbiville; and Jacob W. Kipp; and a public witness.

DWIGHT DAVID EISENHOWER COMMEMORATIVE COIN ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage approved for full Committee action, as amended, H.R. 3654, Dwight David Eisenhower Commemorative Coin Act of 1987.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Senator Dole; Representatives Rangel, Goodling and Roberts; and Donna Pope, Director, U.S. Mint, Department of the Treasury.

CIRCULATING COIN DESIGNS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage held a hearing on H.R. 3314, to modernize United States circulating coin designs, of which one reverse will have a theme of the bicentennial of the Constitution. Testimony was heard from Representatives Rangel and Hayes of Louisiana; Donna Pope, Director, U.S. Mint, Department of the Treasury; Neil Porterfield, Vice Chairman, Commission of Fine Arts; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization approved for full Committee action the following bills: H.R. 4037, Defense Production Act Amendments of 1988; and H.R. 5283, to establish the Lower Mississippi Delta Development Commission.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Energy and Power held a oversight hearing on Independent Power Producers and the Public Utilities Holding Company Act of 1935. Testimony was heard from Catherine Cook, General Counsel, Federal Energy Regulatory Commission, Department of Energy; Marianne K. Smythe, Associate Director, Division of Investment and Management, SEC; and public witnesses.

FAILURES OF THE MISSION INSURANCE COMPANY AND THE INTEGRITY INSURANCE COMPANY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing regarding the failures of the Mission Insurance Company and the Integrity Insurance Company. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: H.R. 5263, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation, and to make supplemental authorizations of appropriations for the Board of International Broadcasting; S. 2365, amended, authorizing the release of 86 USIA films with respect to the Marshall plan; H. Con. Res. 348, amended, expressing the sense of the Congress concerning the 1988 Seoul Olympic Games; S.J. Res. 317, amended, to commemorate the bicentennial of the French revolution and the Declaration of the Rights of Man and of the Citizen; H.J. Res. 648, amended, to encourage increased international cooperation to protect biological diversity; H. Con. Res. 344, commending the International Boundary and Water Commission for its efforts during the past one hundred years to improve the social and economic welfare of the United States and Mexico and to improve good relations between our two countries; S. Con. Res. 102, to express the sense of Congress regarding the contributions of John Foster Dulles in international affairs; and a resolution congratulating Egypt and Israel on the 10th Anniversary of the Camp David Accords.

U.S.-JAPAN RELATIONS: CAUSES OF ECONOMIC IMBALANCE

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on U.S.-Japan Relations: Causes of Economic Imbalances. Testimony was heard from public witnesses.

INTERNATIONAL CHILD ABDUCTION

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on International Operations held a joint hearing on international child abduction. Testimony was heard from Carmen DiPlacido, Office of Citizens Consular Services, Department of State; and a public witness.

COMMENDING THE INTERNATIONAL BOUNDARY AND WATER COMMISSION

Committee on Foreign Affairs: Subcommittee on Western Hemisphere approved for full committee action H. Con. Res. 344, commending the International Boundary and Water Commission for its efforts during the past one hundred years to improve the social and economic welfare of the United States and Mexico and to improve good relations between our two countries.

MISCELLANEOUS MEASURES

Committee on House Administration: Ordered reported the following: H.R. 3455, amended, to authorize the Indian American Forum for Political Education to establish a memorial to Mahatma Gandhi in the District of Columbia; S. 2042, amended, to authorize the Vietnam Women's Memorial Project, Inc., to construct a statue at the Vietnam Veterans Memorial in honor and recognition of the women of the United States who served in the Vietnam conflict; and a measure to be introduced to amend Section 104(a) of the Legislative Branch Appropriations Act.

The Committee also considered other pending business.

FEDERAL ELECTION CAMPAIGN ACT AMENDMENTS

Committee on House Administration: Subcommittee on Elections approved for full Committee action, as amended, H.R. 5121, to amend the Federal Election Campaign Act of 1971 to require publication of certain information relating to multicandidate political committees.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 5232, Southwestern Low-Level Radioactive Waste Disposal Compact Consent Act; H.R. 4362, amended, Recreation and Public Purposes Amendment Act of 1988; H.R. 3614, amended, to amend the Wild and Scenic Rivers Act to designate a section of the Columbia River in Washington State as a study area for inclusion in the National Wild and Scenic Rivers System; H.R. 3544, amended, Big Thicket National Preserve Addition of 1987; S. 1927, amended, to provide for the approval of a desert land entry in the vicinity of the Dinosaur National Monument; H.R. 4146, amended, Washington Park Wilderness Bill of 1988; H.R. 4182, amended, to authorize the establishment of the Zuni-Cibola National Historical Park in the State of New Mexico; H.R. 4039, amended, to disclaim any right, title, or interest of the United States in certain lands in the State of California which form a part of the right-of-way granted by the United States to the Southern Pacific Transportation Co., to declare that those lands have been abandoned by the railroad; S. 1165, amended, to authorize the Secretary of the Interior to provide for the development and operation of a visitor and environmental education center in the Pinelands National Reserve, in the State of New Jersey; and H.R. 5066, amended, to modify a portion of the south boundary of the Salt River Pima-Maricopa Indian Reservation in Arizona.

GENERIC ANIMAL DRUG AND PATENT TERM RESTORATION

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on H.R. 4982, Generic Animal Drug and Patent Term Restoration Act. Testimony was heard from Representatives Tauke, Rose, Stenholm and Robert F. Smith; and public witnesses.

DEPOSITORY INSTITUTIONS ACT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R.

5094, Depository Institutions Act of 1988. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; and Robert L. Clarke, Comptroller of the Currency; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation approved for full Committee action the following bills: H.R. 4558, to transfer administration of bridges and causeways over navigable waters from the Secretary of Transportation to the Secretary of the Army; H.R. 4557, amended, to direct the Secretary of the department in which Coast Guard is operating to require alerting and locating equipment, including emergency position indicating radio beacons, on United States uninspected vessels; and H.R. 5264, to require the transfer of the decommissioned Coast Guard cutter *Glacier* to the State of Oregon for use as a maritime museum and display.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action the following bills: H.R. 4919, to approve the governing international fishery agreement between the United States and the Soviet Union; H.R. 4272, amended, to enlarge the San Francisco Bay National Wildlife Refuge; H.R. 5231, amended, Medical Waste Sanctions Act of 1988; and H.R. 4189, amended, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 for fiscal years 1989 through 1993.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Ordered reported the following bills: H.R. 4432, amended, to amend title 13, United States Code, to require certain detailed tabulations relating to Asian Americans and Pacific Islanders in the decennial censuses of population; H.R. 4550, to amend title 13, United States Code, to improve the administration of decennial censuses of population; H.R. 4720, to amend title 13, United States Code, to provide for the inclusion of members of the uniformed services and civilian employees of the Government assigned to posts of duty outside the United States, and their dependents, in censuses of population for purposes of the apportionment of Representatives in Congress; H.R. 1472, amended, to designate the post office building being constructed in West Liberty, Texas, as the "M.P. Daniel and Thomas F. Calhoon, Senior, Post Office Building"; and H.R. 5199, to make nonmailable any plant, fruit, vegetable, or other matter, the movement of which in interstate commerce has been prohibited or restricted by the Secretary of Agriculture in order to prevent the dissemination of dangerous plant diseases or pests.

AIRLINE COMPUTER RESERVATION SYSTEMS

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on the Department of Transportation's report on Airline Computer Reservation Systems. Testimony was heard from Victor S. Rezendes, Associate Director, Resources, Community, and Economic Development Division, GAO; and Robert L. Pettit, Associate Deputy Secretary, Department of Transportation.

CLEAN WATER ACT IMPLEMENTATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on implementation, by the Corps of Engineers, of the enforcement provisions of Section 404 of the Clean Water Act. Testimony was heard from Neal Curtin, Deputy Director, Resources, Community and Economic Development Division, GAO; Frank Dunkle, Director, U.S. Fish and Wildlife Service, Department of the Interior; James Brennan, Assistant Administrator, Fisheries, NOAA, Department of Commerce; John S. Doyle, Jr., Principal Deputy Assistant Secretary, Army (Civil Works), Department of Defense; Rebecca Hanmer, Acting Assistant Administrator, Office of Water, EPA; and public witnesses.

MEDICAL MISSION OF THE FAA

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on the Medical Mission of the FAA. Testimony was heard from the following officials of the FAA, Department of Transportation: T. Allan McArtor, Administrator; Col. Robert B. McMeekin, M.D., Federal Air Surgeon; and William Collins, Deputy Director, Civil Aeromedical Institute, Oklahoma City, Oklahoma; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

VA INSURANCE PROGRAMS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on VA insurance programs. Testimony was heard from R.J. Vogel, Chief Benefits Director, VA; and representatives of veterans' organizations.

TEXTILE AND APPAREL TRADE ACT

Committee on Ways and Means: Approved a motion to go to conference on H.R. 1154, Textile and Apparel Trade Act of 1987.

STATE OF THE OLDER WORKER: CURRENT AND FUTURE NEEDS

Select Committee on Aging and the Subcommittee on Employment Opportunities of the Committee on Education and Labor held a joint hearing on "The State of the Older Worker: Current and Future Needs". Testimony was heard from Ann McLaughlin, Secretary of Labor; and public witnesses.

Thursday, September 15, 1988

Senate

Chamber Action

Routine Proceedings, pages 23883–24044

Measures Introduced: Five bills and three resolutions were introduced, as follows: S. 2792–2796, S.J. Res. 379–380, and S. Res. 473.

Page 23951

Measures Reported: Reports were made as follows:

H.R. 5090, to implement the United States-Canada Free-Trade Agreement. (S. Rept. No. 100–509)

S. Res. 473, to provide additional funding for the Select Committee on Indian Affairs Special Committee on Investigations; referred to the Committee on Rules and Administration. (S. Rept. No. 100–510)

S. 59, entitled the "National Forests and Public Lands of Nevada Enhancement Act of 1987," with an amendment in the nature of a substitute. (S. Rept. No. 100–511)

S. 2165, to designate wilderness within Olympic National Park, Mount Rainier National Park, and North Cascades National Park Complex in the state of Washington, and for other purposes with an amendment in the nature of a substitute. (S. Rept. No. 100–512)

H.R. 4028, to authorize the Secretary of Agriculture to exchange certain national forest system lands in the Targhee National Forest, with an amendment in the nature of a substitute. (S. Rept. No. 100–513)

S. 702, to provide for the collection of data about crimes motivated by racial, religious, or ethnic hatred, with an amendment in the nature of a substitute. (S. Rept. No. 100–514)

Report to accompany S. 1883, to provide for the registration and protection of trademarks used in commerce, to carry out the provisions of certain international conventions, and for other purposes. (S. Rept. No. 100–515)

S. Res. 454, to increase the limitation on expenditures by the Committee on Environment and Public Works for the procurement of consultants with funds transferred from administrative expenses at no additional increase to authorized budget.

Report to accompany S. 496, to amend title 5 of the United States Code, to ensure privacy, integrity, and verification of data disclosed for computer matching, to establish data integrity boards within Federal agencies, and for other purposes. (S. Rept. No. 100–516)

Page 23951

Measures Passed:

Private Relief: Senate passed S. 2637, for the relief of Gillian Lesley Sackler.

Page 23897

Private Relief: Senate passed H.R. 439, for the relief of Thomas Wilson.

Page 23897

Private Relief: Senate passed H.R. 1490, for the relief of Jean DeYoung, after agreeing to a committee amendment thereto.

Page 23897

Stafford Student Loan Default Prevention and Management Act of 1988: Senate passed S. 2647, to amend the Higher Education Act of 1965 to reduce the default rate on student loans under that Act, after agreeing to a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

Page 23900

Byrd (for Pell and Stafford) Amendment No. 3038, to provide for reallocation of returned SEOG funds to institutions located in natural disaster areas, and to encourage service in the Peace Corps, VISTA, and tax-exempt organizations.

Page 23916

Textile and Apparel Trade Act: By 59 yeas to 36 nays (Vote No. 329), Senate passed H.R. 1154, to remedy injury to the United States textile and apparel industries caused by increased imports, after agreeing to an amendment proposed thereto, as follows:

Hollings Amendment No. 2945, in the nature of a substitute.

Pages 23896, 23933

Indian Gaming Regulatory Act: Senate passed S. 555, to regulate gaming on Indian lands, after agreeing to a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

Page 24016

Inouye-McCain Amendment No. 3039, of a technical and clarifying nature.

Page 24025

National Defense Authorizations, 1989: The Committee on Armed Services was discharged from the further consideration of H.R. 4481, to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, and the bill as then passed, after agreeing to Byrd (for Nunn and Warner) Amendment No. 3042, in the nature of a substitute.

Page 24043

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Nunn, Stennis, Exon, Levin, Kennedy, Bingaman, Dixon, Glenn, Gore, Wirth, Shelby, Warner, Thurmond, Humphrey, Cohen, Quayle, Wilson, Gramm, Symms, and McCain.

Page 24044

Minimum Wage Restoration Act of 1988: Senate began consideration of S. 837, to amended the Fair Labor Standards Act of 1938, to restore the minimum wage to a fair and equitable rate, with a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Page 23942

Pending:

(1) Hatch Amendment No. 3040, to provide for a new hire wage.

Page 23948

(2) Kennedy Amendment No. 3041 (to Amendment No. 3040), of a perfecting nature.

Page 23948

By 87 yeas to 7 nays (Vote No. 330), Senate earlier agreed to a motion to proceed to the consideration of the bill.

Page 23941

Senate will continue consideration of the bill and amendments proposed thereto on Friday, September 16.

Intelligence Authorizations—Conference Report: Senate agreed to the conference report on H.R. 4387, to authorize funds for fiscal year 1989 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, for the Central Intelligence Agency Retirement and Disability System, and for other purposes.

Page 23897

Coast Guard Authorizations—Conference Report: Senate agreed to the conference report on H.R. 2342, to authorize funds for the Coast Guard for fiscal year 1988.

Page 23898

Endangered Species Act Authorizations—Conference Report: Senate agreed to the conference report on H.R. 1467, to authorize funds to carry out the Endangered Species Act of 1973 during fiscal years 1988, 1989, 1990, 1991, and 1992.

Page 23926

Indian Self-Determination Amendments: Senate concurred in the amendment of the House to the Senate amendment to H.R. 1223, to amend the Indian Self-Determination and Education Assistance Act with respect to self-determination contracts with Indian tribes and tribal organizations.

Page 24038

Methanol and Alternative Fuels Promotion Act—Conference Report—Agreement. A unanimous-consent agreement was reached providing for the consideration of the conference report on S. 1518, to amend the Motor Vehicle Information and Cost Savings Act, to provide for the appropriate treatment of methanol and ethanol.

Page 24038

Messages From the President: Senate received the following messages from the President of the United States:

(1) Transmitting the report on Agricultural Trade Prospects in Selected Countries, prepared by the Special Assistant to the President for Agricultural Trade and Food Assistance, pursuant to the requirements of section 1113 of the Food Security Act of 1985 (P.L. 99–198) of December 23, 1985; which was referred to the Committee on Agriculture, Nutrition, and Forestry. (PM–156)

(2) Transmitting the Ninth Annual Report of the Federal Labor Relations Authority, covering fiscal year 1987; which was referred to the Committee on Governmental Affairs. (PM–157)

(3) Reporting on the Regulatory Program of the United States Government; which was referred to the Committee on Governmental Affairs. (PM–158)

Page 23948

Nominations Confirmed: Senate confirmed the following nominations:

W. Allen Wallis, of New York, to be United States Alternate Governor of the International Bank for Reconstruction and Development, and United States Alternate Governor of the Inter-American Development Bank.

Vernon A. Walters, of Florida, to be a Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Pearl Bailey, of Arizona, to be a Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Noel Gross, of New Jersey, to be an Alternative Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Lester B. Korn, of California, to be an Alternative Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Hugh Montgomery, of Virginia, to be an Alternative Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Patricia Mary Byrne, of Ohio, to be an Alternative Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Senator Rudy Boschwitz, of Minnesota, to be a Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Senator Christopher J. Dodd, of Connecticut, to be a Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Arthur Schneier, of New York, to be an Alternative Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Joseph F. Salgado, of California, to be the Representative of the United States to the Thirty-second Session of the General Conference of the International Atomic Energy Agency.

Lando W. Zech, of Virginia, to be an Alternate Representative of the United States to the Thirty-second Session of the General Conference of the International Atomic Energy Agency.

Bruce K. Chapman, of Washington, to be an Alternative Representative of the United States to the Thirty-second Session of the General Conference of the International Atomic Energy Agency.

Richard T. Kennedy, of the District of Columbia, to be an Alternate Representative of the United States to the Thirty-second Session of the General Conference of the International Atomic Energy Agency.

Nicholas F. Brady, of New Jersey, to be United States Governor of the International Monetary Fund, United States Governor of the International Bank for Reconstruction and Development, United States Governor of the Inter-American Development Bank, United States Governor of the African Development Bank, United States Governor of the Asian Development Bank, and United States Governor of the African Development Fund. **Page 24044**

Messages From the President: **Page 23948**

Messages From the House: **Page 23949**

Measures Referred: **Page 23950**

Measures Ordered Placed on Calendar: **Page 23950**

Petitions and Memorials: **Page 23951**

Communications: **Page 23950**

Statements on Introduced Bills: **Page 23952**

Amendments Submitted: **Page 23960**

Additional Cosponsors: **Page 23958**

Authority for Committees: **Page 24005**

Notices of Hearings: **Page 24005**

Additional Statements: **Page 24006**

Record Votes: Two record votes were taken today. (Total—330) **Page 23941**

Recess: Senate convened at 10:30 a.m., and recessed at 7:01 p.m., until 9:30 a.m., on Friday, September 16, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 24044.)

Committee Meetings

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Thomas C. Griscom, of Tennessee, to be a Member of the Board of Directors of the Communications Satellite Corporation, after the nominee testified and answered questions in his own behalf.

COMMUNICATIONS ACT

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 2657, to amend the provisions of the Communications Act concerning the purchase of broadcast time by political candidates, after receiving testimony from Senator McConnell; Dennis R. Patrick, Chairman, Federal Communications Commission; Cullie M. Tarleton, WBTV, Jefferson Pilot, Charlotte, North Carolina; and Robert Squier, Squier Eskew Communications, Washington, DC.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following measures favorably reported:

S. 252, to establish the San Pedro Riparian National Conservation Area in Arizona, with amendments;

H.R. 4519, to require the Secretary of the Interior to close the Phoenix Indian High School and to dispose of the school property by means of an exchange of lands, with amendments;

S. 2352, to provide for the transfer of certain lands in the State of Arizona, with an amendment in the nature of a substitute;

S. 1991, to authorize the Secretary of the Interior to transfer permanently to the Secretary of Energy public lands under the jurisdiction of the Bureau of Land Management in the vicinity of certain processing sites, with amendments;

H.R. 4526, to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park, Virginia, with an amendment;

S. 1849, for the relief of Conwell F. and Gerald R. Robinson;

S. 1704, to authorize the establishment of the Lewis and Clark National Historic Site in the State of Montana, with an amendment in the nature of a substitute;

H.R. 4505, to authorize funds for fiscal year 1989 for civilian research and development programs of the Department of Energy, with an amendment in the nature of a substitute; and

An original bill incorporating the texts of S. 252, H.R. 4519, and S. 2352 (all listed above), and S. 1675 and S. 1335 (both bills having previously passed the Senate on December 11, 1987).

WAR POWERS

Committee on Foreign Relations: Special Subcommittee on War Powers resumed hearings to review the War Powers Resolution of 1973, (P.L. 93–148), receiving testimony from Abraham D. Sofaer, Legal Adviser, Department of State; and Gerald R. Ford, former President of the United States.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice approved for full committee consideration the following measures:

S. 1482, to make certain improvements with respect to the Federal Judiciary, with an amendment in the nature of a substitute;

H.R. 441, for the relief of the heirs of Master Sergeant Nathaniel Scott, United States Army, retired, deceased;

H.R. 712, for the relief of Lawrence K. Lunt;

H.R. 945, for the relief of Allen H. Platnick;

H.R. 1275, for the relief of Joyce G. McFarland;

H.R. 1388, for the relief of David Butler, Aldo Cirone, Richard Denisi, Warren Fallon, Charles Hotton, Harold Johnson, Jean Lavoie, Vincent Maloney, Austin Mortensen, Kurt Olofsson, and John Jenks;

H.R. 1385, for the relief of Travis D. Jackson;

S. 1754, for the relief of Fleurette Seidman;

S. 1878, for the relief of Thomas Nelson Flanagan, with an amendment;

S. Res. 73 to refer S. 329, a bill, for the relief of certain organizations and individuals, to the Chief Judge of the United States Claims Court for a report thereon; and

S. Res. 187, to refer S. 966, a bill for the relief of Frederick Paul, to the Chief Judge of the United States Claims Court for a report thereon.

HIGH-TECH TERRORISM

Committee on the Judiciary: Subcommittee on Technology and the Law concluded hearings to discuss the assessment of the threat presented by high-technology terrorism and the Government's response to that threat, after receiving testimony from Craig Alderman, Jr., Deputy Undersecretary of Defense for Policy; Edward V. Badolato, Deputy Assistant Secretary of Energy for Energy Emergencies; Oliver B. Revell, Executive Assistant Director, Federal Bureau of Investigation, Department of Justice; and George Woloshyn, Associate Director, National Preparedness Directorate, Federal Emergency Management Agency.

NOMINATIONS

Committee on Labor and Human Resources: Committee ordered favorably reported the nominations of Lauro F. Cavazos, of Texas, to be Secretary of Education, Joy Cherian, of Maryland, to be a Member of the Equal Employment Opportunity Commission, Hillel Fradkin, of Wisconsin, to be a Member of the National Council on the Humanities, Charles L. Hosler, Jr., of Pennsylvania, to be a Member of the National Science Board, National Science Foundation, Donald Kagan, of Connecticut, to be a Member of the National Council on the Humanities, and Roland W. Schmitt, of New York, to be a Member of the National Science Board, National Science Foundation.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5309–5318; and 8 resolutions, H.J. Res. 655 and 656, H. Con. Res. 365, and H. Res. 534–538 were introduced.

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Bills Reported: Reports were filed as follows:

H.R. 3105, to revise, consolidate, and enact certain laws related to maritime commercial instruments and liens and public vessels and goods as chapters 313 and 315 of title 46, United States Code, "Shipping", amended (H. Rept. 100–918);

H.R. 4443, to make permanent the Martin Luther King, Jr., Federal Holiday Commission, amended (H. Rept. 100–919);

H. Con. Res. 290, supporting the International Decade for Natural Disaster Reduction by endorsing the establishment of a United States Decade for Natural Disaster Reduction (H. Rept. 100–920);

H.R. 5066, to modify a portion of the south boundary of the Salt River Pima-Maricopa Indian Reservation in Arizona, amended (H. Rept. 100–921);

H.R. 5263, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation, and to make supplemental authorizations of appropriations for the Board of International Broadcasting (H. Rept. 100–922);

H. Res. 534, providing for the consideration of H.R. 3822, to strengthen the system of congressional oversight of the intelligence activities of the United States (H. Rept. 100–923);

H. Res. 535, providing for the consideration of H.R. 5247, to provide for the conservation and development of water and related resources, and to authorize the United States Army Corps of Engineers to construct various projects for improvements to rivers and harbors of the United States (H. Rept. 100-924);

H. Res. 536, providing for the consideration of H.R. 3133, to amend the Public Health Service Act to improve emergency medical services and trauma care (H. Rept. 100-925); and

H. Res. 537, providing for the consideration of H.R. 387, to promote equitable pay practices and to eliminate discrimination within the Federal civil service (H. Rept. 100-926).

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Defense Authorization: By a yea-and-nay vote of 235 yeas to 168 nays, Roll No. 316, the House agreed to the Panetta motion to table the Hansen motion to dischange the Committee on Armed Services from further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989.

Page 24046

Omnibus Drug Initiatives: House continued consideration of H.R. 5210, to prevent the manufacturing, distribution, and use of illegal drugs; but came to no resolution thereon. Consideration of amendments will resume on Friday, September 16.

Page 24047

Agreed To:

The Pepper amendment, as amended by the Smith of Florida amendment, that authorizes grants to certain southeastern Florida cities and counties for anti-narcotics model community assistance demonstration projects;

Pages 24047, 24049

The Brooks amendment that establishes within the Executive Office of the President the Office of Drug Enforcement Coordination headed by a Director appointed by the President and confirmed by the Senate, and abolishes that National Drug Enforcement Policy Board (agreed to by a recorded vote of 216 ayes to 193 noes, Roll No. 319);

Page 24054

The Davis of Illinois amendment that authorizes an additional $30 million for fiscal years 1989, 1990, and 1991 for the offices of United States Attorneys; and

Page 24060

The McCollum amendment that strikes the provisions establishing a seven-day waiting period for handgun purchases, directs the Justice Department to develop and propose to Congress a system that would be accessible to gun dealers that would permit felons who attempt to purchase firearms to be identified, and mandates the immediate revocation of probation for possession of a firearm (agreed to by a recorded vote of 228 ayes to 182 noes, Roll No. 321).

Page 24062

Earlier, the Oxley amendment was agreed to, but later superseded by the Brooks amendment, that would have authorized the President to select the chairman of the National Drug Enforcement Policy Board and would have provided that it be a cabinet level position (agreed to by a recorded vote of 305 ayes to 95 noes, Roll No. 318).

Page 24050

Rejected the Shaw amendment that sought to strike the innocent owner defense provisions under which a conveyance would not be forfeited and to replace the expedited petition procedures for seized conveyances with more restrictive language (rejected by a recorded vote of 169 ayes to 229 noes, Roll No. 322).

Page 24084

Seoul Olympic Games: House agreed to H. Con. Res. 348, expressing the sense of the Congress concerning the 1988 Seoul Olympic Games.

Page 24093

Agreed to the Fascell amendment in the nature of a substitute.

Page 24096

Agreed to amend the preamble.

Page 24096

Presidential Messages: Received and read the following messages from the President:

Agricultural trade prospects: Message wherein he transmits the report on agricultural trade prospects in selected countries—referred to the Committee on Agriculture and the Committee on Foreign Affairs;

Page 24098

Federal Labor Relations Authority: Message wherein he transmits the ninth annual report of the Federal Labor Relations Authority covering fiscal year 1987—referred to the Committee on Post Office and Civil Service; and

Page 24099

Regulatory program: Message wherein he transmits the Regulatory Program of the United States Government prepared by the Office of Management and Budget for the period April 1, 1988 through March 31, 1989—referred to the Committee on Government Operations.

Page 24099

Quorum Calls—Votes: Two quorum calls, one yea-and-nay vote, and four recorded votes developed during the proceedings of the House today and appear on pages 24046, 24053, 24054, 24059, 24080, 24083, 24089.

Adjournment: Met at noon and adjourned at 7:20 p.m.

Committee Meetings

SECURITY CLEARANCES FOR SOVIET EMIGRES

Committee on Armed Services: Subcommittee on Investigations held a hearing on security clearances for Soviet emigres. Testimony was heard from Maynard C. Anderson, Assistant Deputy Under Secretary, Counterintelligence and Security, Department of Defense.

RESERVE OFFICER PERSONNEL MANAGEMENT ACT

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on issues and policies that need to be incorporated or considered for incorporation in a Reserve Officer Personnel Management Act. Testimony was heard from the following officials of the Department of Defense: David J. Armor, Principal Deputy and Assistant Secretary, Force Management and Personnel; Albert V. Conte, Deputy Assistant Secretary, Reserve Affairs, Manpower and Personnel; Maj. Gen. John B. Conaway, Vice Chief, NGB and Director, Air National Guard, USAF; Donald Burdick, Director, Army National Guard; Maj. Gen. William F. Ward, Chief, Army Reserve, USA; RAdm. Richard K. Chambers, Deputy Commander, Naval Reserve Force, USN; Maj. Gen. Jacob W. Moore, Deputy Chief of Staff, Reserve Affairs, USMC; Maj. Gen. Roger P. Sheer, Chief, Air Force Reserve, USAF; and public witnesses.

B-2 BOMBER PROGRAM

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems and the Subcommittee on Research and Development met in executive session to hold a joint hearing to review the B-2 bomber program. Testimony was heard from the following officials of the Department of Defense: Robert Costello, Under Secretary, Acquisition; and John J. Welch, Jr., Assistant Secretary of the Air Force, Acquisition.

U.S. SOLDIERS' AND AIRMEN'S HOME AND THE NAVY HOME

Committite on Armed Services: Subcommittee on Readiness held a hearing on the U.S. Soldiers' and Airmen's Home and the Navy Home. Testimony was heard from James C. Miller III, Director, OMB; from the following officials of the Department of Defense: Lt. Gen. Anthony Lukeman, USMC, Deputy Assistant Secretary, Military Manpower and Personnel Policy; William D. Clark, Principal Deputy Assistant Secretary of the Army, Management and Reserve Affairs; RAdm. John Disher, Assistant Deputy Chief of Naval Operations, Manpower, Personnel and Training; Maj. Gen. Larry D. Dillingham, Deputy Director, Personnel, Department of the Air Force; Sgt. Maj. J.W. Gates, USA; Master Chief Dwayne Bushey, USN; and Chief Master Sgt. James C. Binnicker, USAF, all Senior NCO's; Lt. Gen. George H. McKee (Ret.), Governor, U.S. Soldiers' and Airmen's Home; and Capt. Frank Ferry, Governor, The Naval Home; Dr. Arthur Graham, Assistant Deputy Associate and Chief Medical Director, VA; and a public witness.

DWIGHT DAVID EISENHOWER COMMEMORATIVE COIN ACT; FULL FAITH AND CREDIT FOR FSLIC PROMISSORY NOTES

Committee on Banking, Finance and Urban Affairs: Ordered reported, as amended, H.R. 3654, Dwight David Eisenhower Commemorative Coin Act of 1987.

The Committee also concluded hearings on Full Faith and Credit for FSLIC Promissory Notes. Testimony was heard from Frederick D. Wolf, Director, Accounting and Finance Management Division, GAO; and public witnesses.

CREDIT REPAIR ORGANIZATION ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage held a hearing on H.R. 458, Credit Repair Organization Act. Testimony was heard from Kenneth P. Walton, Inspector-Assistant Deputy Director, Investigative Division, FBI, Department of Justice; L. Jean Noonan, Associate Director, Credit Practices, Bureau of Consumer Protection, FTC; and public witnesses.

FAILURE OF THE MISSION INSURANCE COMPANY AND THE INTEGRITY INSURANCE COMPANY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations concluded hearings regarding the failures of the Mission Insurance Company and the Integrity Insurance Company. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials approved for full Committee action the following bills: H.R. 4547, Local Rail Service Reauthorizing Act; and H.R. 5117, to require that plastic ring carrier devices be degradable.

ARMY'S 9-MM HANDGUN PROCUREMENT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Problems Continue to Plague the Army's 9-mm Handgun Procurement. Testimony was heard from Representatives Boland and Conte; Milton J. Socolar, Special Assistant to the Comptroller General, GAO; and the following officials of the Department of Defense: RAdm. Robert H. Ailes, USN, Deputy Commander, Weapons and Combat Systems, Naval Sea Systems Command, Department of the Navy; and George E. Dausman, Deputy Assistant Secretary, Procurement, Department of the Army.

NAVAJO-HOPI RELOCATION PROGRAM REAUTHORIZATION

Committee on Interior and Insular Affairs: Held a hearing on S. 1236, to reauthorize relocation under the Navajo-Hopi Relocation Program. Testimony was heard from Ross O. Swimmer, Assistant Secretary, Indian Affairs, Bureau of Indian Affairs, Department of the Interior; and the following officials of the Navajo and Hopi Relocation Commission: Hawley Atkinson; Ralph Watkins; and Sandra Massetto, all Commissioners.

CONGAREE SWAMP NATIONAL MONUMENT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 4027, Congaree Swamp National Monument Expansion and Wilderness Act; and S. 2018, to expand the boundaries of the Congaree Swamp National Monument, to designate wilderness therein. Testimony was heard from Senator Thurmond; Representatives Spence, Spratt and Ravenel; Jerry Rogers, Associate Director, National Parks Service, Department of the Interior.

MINIDOKA DAM

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources approved for full Committee action H.R. 4584, to authorize the development of public outdoor recreation areas and facilities at Minidoka Dam in the State of Idaho.

Prior to this action, the Subcommittee held a hearing on this measure. Testimony was heard from Representative Stallings; and C. Dale Duvall, Commissioner, Bureau of Reclamation, Department of the Interior.

OVERSIGHT

Committee on the Judiciary: Held a statutory/oversight hearing on the Administration's Refugee Admissions Program for fiscal year 1989. Testimony was heard from the following officials of the Department of State: Ambassador Jonathan Moore, U.S. Coordinator for Refugee Affairs, and Robert Funseth, Senior Deputy Director, Office of Refugee Programs; Billy Gee, Director, Office of Refugee Resettlement, Department of Health and Human Services; and Richard E. Norton, Associate Commissioner, Examinations, Immigration and Naturalization Service, Department of Justice.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported, as amended, the following measures: H.R. 4189, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 for fiscal years 1989 through 1993; H.R. 4919, to approve the governing international fishery agreement between the United States and the Soviet Union; H.R. 4272, to enlarge the San Francisco Bay National Wildlife Refuge; H.R. 5231, Medical Waste Sanctions Act of 1988; H.R. 4558, to transfer administration of bridges and causeways over navigable waters from the Secretary of Transportation to the Secretary of the Army; H.R. 4557, to direct the secretary of the department in which Coast Guard is operating to require alerting and locating equipment, including emergency position indicating radio beacons, on United States uninspected vessels; H. Con. Res. 322, recognizing the loyalty and dedication of the American and Panamanian employees of the Panama Canal Commission during the current political unrest in the Republic of Panama, and resolving to protect their personal safety and the integrity of their homes and workplaces; H.R. 5287, to establish the Panama Canal Commission Compensation Fund to provide for the accumulation of funds to meet the Panama Canal Commission's obligations under chapter 81 of title 5, United States Code; and H.R. 5069, Territorial Sea and Contiguous Zone Extension Act of 1988.

MISCELLANEOUS MEASURES; PROSPECTUSES;

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action the following measures: H. Con. Res. 357, expressing the sense of the Congress regarding the redevelopment of Union Station as a great transportation center, a grand monument to American architecture, and a model commercial development; S. 2496, to provide for the leasing of certain real property to the American National Red Cross, District of Columbia Chapter, for the construction and maintenance of certain buildings and improvements; and H.R. 5186, to designate the Federal Building and U.S. Courthouse at 109 South Highland, Jackson, TN, as the "Ed" Jones Federal Building.

Prior to this action, the Subcommittee held a hearing on S. 2496. Testimony was heard from a public witness.

The Subcommittee approved for full Committee action the following: 2 11(b) resolutions; 25 lease prospectuses; 1 repair and alteration prospectus; and 1 lease purchase prospectus.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from the following officials of the Office of Facility Planning, Public Building Service, GSA: David L. Bibb, Assistant Commissioner; and William Jenkins, Deputy Commissioner.

The Subcommittee also approved for full Committee action a Development Proposal for the Federal Triangle Project.

Prior to this action, the Subcommittee held a hearing on this matter. Testimony was heard from M.J. Brodie, Executive Director, Pennsylvania Avenue Development Corporation.

INTELLIGENCE OVERSIGHT ACT

Committee on Rules: Granted a modified open rule providing 1½ hours of debate on H.R. 3822, Intelligence Oversight Act of 1988. The rule makes in order the Foreign Affairs Committee amendment in the nature of a substitute now printed in the bill, as modified by the amendments printed in section 2 of this rule, and each section shall be considered as having been read. No amendments are in order except germane amendments printed in the Congressional Record and pro forma amendments offered for the purpose of debate. Debate under the five-minute rule shall not exceed three hours, after which no further amendment to the substitute shall be in order. The rule provides one motion to recommit with or without instructions. Finally, the rule provides that it shall be in order to take the bill S. 1721 from the Speaker's table, strike out all after the enacting clause, and insert the text of H.R. 3822, as passed the House. It shall then be in order to move that the House insist on its amendment to S. 1721 and request a conference with the Senate.

WATER RESOURCES DEVELOPMENT ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 5247, to provide for the conservation and development of water and related resources, to authorize the U.S. Army Corps of Engineers to construct various projects for improvements to rivers and harbors of the United States. Testimony was heard from Chairman Anderson and Representative Nowak.

TRAUMA CARE SYSTEMS PLANNING AND DEVELOPMENT ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 3133, Trauma Care Systems Planning and Development Act of 1988. Testimony was heard from Representative Waxman.

FEDERAL EQUITABLE PAY PRACTICES ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 387, Federal Equitable Pay Practices Act of 1987. Testimony was heard from Representatives Schroeder and Oakar.

STEEL AND ALUMINUM ENERGY CONSERVATION AND TECHNOLOGY COMPETITIVENESS ACT

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development and the Subcommittee on Science Research and Technology held a joint hearing on S. 2470, Steel and Aluminum Energy Conservation and Technology Competitiveness Act of 1988. Testimony was heard from public witnesses.

MINORITY BUSINESS DEVELOPMENT ACT

Committee on Small Business: Ordered reported, as amended, H.R. 1769, Minority Business Development Act of 1988.

EFFICACY AND SAFETY OF COSMETIC PRODUCTS

Committee on Small Business: Subcommittee on Regulation and Business Opportunities continued hearings on the Efficacy and Safety of Cosmetic Products. Testimony was heard from Frank E. Young, Commissioner, FDA, Department of Health and Human Services; Charles Atkins, Director, Health Standards, OSHA, Department of Labor; William C. MacLeod, Director, Bureau of Consumer Protection, FTC; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

VETERANS' LEGISLATION

Committee on Veterans' Affairs: Ordered reported the following bills: H.R. 5288, Veterans' Judicial Review Act; H.R. 5114, amended, Veterans' Health-Care Programs Amendments of 1988; H.R. 4535, to designate the Outpatient clinic of the Veterans' Administration to be located on New Jersey State Route 70 in Brick Township, NJ, as the "James J. Howard Veterans' Outpatient Clinic"; H.R. 5221, amended, Veterans' Home Loan Mortgage Indemnity Act of 1988; and H.R. 4948, amended, to direct the American Battle Monuments Commission to restore, operate, and maintain the Pacific War Memorial and other historical and memorial sites on Corregidor in the Republic of the Philippines.

EMPLOYER-SPONSORED RETIREE HEALTH INSURANCE

Committee on Ways and Means: Subcommittee on Oversight held a hearing on Employer-Sponsored Retiree Health Insurance. Testimony was heard from Lawrence H. Thompson, Assistant Comptroller General, Human Resources Program, GAO; and public witnesses.

REFORM OF THE UNEMPLOYMENT COMPENSATION PROGRAM

Committee on Ways and Means: Subcommittee on Public Assistance and Unemployment Compensation held a hearing on the reform of the unemployment Compensation program. Testimony was heard from Mary Ann Wyrsch, Director, Unemployment Insurance Service, Employment and Training Administration, Department of Labor; James Storey, Specialist on Social Legislation, Congressional Research Service, Library of Congress; and public witnesses.

CARIBBEAN BASIN ECONOMIC RECOVERY EXPANSION ACT

Committee on Ways and Means: Subcommittee on Trade concluded hearings on H.R. 3101, Caribbean Basin Economic Recovery Expansion Act of 1987. Testimony was heard from Clayton Yeutter, U.S. Trade Representative; and public witnesses.

Joint Meeting

METHANOL AND ALTERNATIVE FUELS PROMOTION ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1518, to amend the Motor Vehicle Information and Cost Savings Act, to provide for the appropriate treatment of methanol and ethanol.

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Friday, September 16, 1988

Senate

Chamber Action

Routine Proceedings, pages 24144–24248

Measures Introduced: Eleven bills and one resolution were introduced, as follows: S. 2797–S. 2807, and S. Res. 474.

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Measures Reported: Reports were made as follows:

S. 2800, to amend the Nuclear Waste Policy Act of 1982 with respect to the Office of Nuclear Waste Negotiator and the Monitored Retrievable Storage Commission. (S. Rept. No. 100–517)

S. 2748, to extend the authorization in Public Law 96–309 to design and construct a gunite lining on certain reaches of the Bessemer Ditch in the vicinity of Pueblo, Colorado, with an amendment in the nature of a substitute. (S. Rept. No. 100–518).

Page 24199

Measures Passed:

Seoul Olympic Games: Senate agreed to H. Con. Res. 348, expressing the sense of the Congress concerning the 1988 Seoul Olympic Games.

Page 24244

Dalai Lama Peace Proposal: Senate agreed to S. Con. Res. 129, expressing the support of Congress for the Dalai Lama and his proposal to promote peace, protect the environment, and gain democracy for the people of Tibet.

Page 24244

Tenth Anniversary of the Camp David Accords: Senate agreed to S. Con. Res. 142, congratulating Egypt and Israel on the tenth anniversary of the Camp David Accords.

Page 24245

Opposition to Soviet Control of Vilnius Cathedral: Senate agreed to S. Res. 385, expressing the opposition of the Senate to the continued control of the cathedral in Vilnius, Lithuania, by the Union of Soviet Socialist Republics.

Page 24246

Support for a Free Cambodia: Senate passed H.J. Res. 602, in support of the restoration of a free and independent Cambodia and the protection of the Cambodian people from a return to power by the genocidal Khmer Rouge.

Page 24246

Soviet ABM Treaty Violations: By unanimous vote of 81 yeas (Vote No. 331), Senate agreed to S. Res. 474, to express the sense of the Senate that the Senate (1) strongly supports the continuation of settled national policy, reiterated in the August 31 unilateral statement, that unequivocal Soviet violations of the ABM Treaty, as exemplified by the radar at Krasnoyarsk, must be corrected before the conclusion of any future agreements on strategic arms; (2) urges the President to work with the Congress to develop appropriate, proportionate response options to the Krasnoyarsk rad and any other unequivocal ABM Treaty violations that would, if not corrected, deny us the essential benefits of the treaty and be detrimental to U.S. security; and (3) expresses its willingness to consider as soon as possible any such responses that might require legislative action.

Page 24175

Minimum Wage Restoration Act of 1988: Senate continued consideration of S. 837, to amend the Fair Labor Standards Act of 1938, to restore the minimum wage to a fair and equitable rate, with a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Pages 24159, 24187

Pending:

(1) Hatch Amendment No. 3040, to provide for a new hire wage.

(2) Kennedy Amendment No. 3041 (to Amendment No. 3040), of a perfecting nature.

Page 24159

Senate will resume consideration of the bill and amendments proposed thereto on Tuesday, September 20.

Cavazos Nomination—Agreement: A unanimous-consent agreement was reached providing for the consideration of the nomination of Lauro F. Cavazos, of Texas, to be Secretary of Education, with a vote to occur thereon on Tuesday, September 20, at 11 a.m.

Page 24245

Rio Grande Pollution Correction Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 2406, to authorize the Secretary of State to conclude agreements with the appropriate representative of the Government of Mexico to correct pollution of the Rio Grande.

Page 24244

Nominations Received: Senate received the following nominations:

Ferdinand F. Fernandez, of California, to be United States Circuit Judge for the Ninth Circuit.

John Condayan, of Virginia, to be Director of the Office of Foreign Missions, with the rank of Ambassador.

Routine list of Foreign Service nominations.

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Nomination Withdrawn: Senate received the notification of the withdrawal of the nomination of Bernard H. Siegan, of California, to be United States Circuit Judge for the Ninth Circuit.

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Messages From the House: **Page 24198**

Measures Ordered Held at Desk: **Page 24199**

Communications: **Page 24199**

Statements on Introduced Bills: **Page 24199**

Amendments Submitted: **Page 24204**

Additional Cosponsors: **Page 24203**

Authority for Committees: **Page 24230**

Notices of Hearings: **Page 24230**

Additional Statements: **Page 24231**

Record Votes: One record vote was taken today. (Total—331)

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Recess: Senate convened at 9:30 a.m., and recessed at 4:58 p.m., until 9:30 a.m., on Monday, September 19, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 24248.)

Committee Meetings

STATE TAXATION OF INTERSTATE TRANSPORTATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on the issue of state taxation of interstate transportation, focusing on Federal laws affecting the manner in which States may tax various interstate transportation, after receiving testimony from Heidi Heitkamp, North Dakota State Tax Commissioner, Bismarck; John Boehm, Nebraska State Tax Commissioner, Lincoln; Nancy Ryles, Oregon Public Utilities Commission, Salem, on behalf of the National Association of Regulatory Commissioners, George L. Berg, Jr., American Farm Bureau Federation, Richard E. Briggs, Association of American Railroads, James E. Landry, Air Transport Association, Jerry T. Verkler, Interstate Natural Gas Association, and James J. Kennedy, Jr., Railway Labor Executives' Association, all of Washington, DC; Thomas J. Donohue, American Trucking Associations, Inc., Alexandria, Virginia; Joseph Farrell, American Waterways Operators, Arlington, Virginia; and Robert F. Blangeres and Ron Robinson, both of Spokane, Washington.

GLOBAL CLIMATE PROTECTION

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances concluded joint hearings with the Subcommittee on Environmental Protection on S. 2666, to establish a national policy to insure that all Federal policies are interpreted and administered to minimize impacts to the global environment, after receiving testimony from Irving Mintzer, World Resources Institute, Deborah Bleviss, International Institute for Energy Conservation, and William Chandler, Batelle-Pacific North West Laboratory, all of Washington, DC; David Freeman, Lower Colorado River Basin Commission, Austin, Texas; James R. Tacheny, Northern States Power Company, Minneapolis, Minnesota; and Meyer Steinberg, Bookhaven National Laboratory, Upton, Long Island, New York.

WAR POWERS

Committee on Foreign Relations: Special Subcommittee on War Powers resumed hearings to review the War Powers Resolution of 1973 (P.L. 93-148), receiving testimony from Cyrus Vance, former Secretary of State; and Elliot Richardson, former Secretary of Defense.

Hearings continue on Tuesday, September 20.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Robert Bigger

Oakley, of Louisiana, to be Ambassador to the Islamic Republic of Pakistan, after the nominee testified and answered questions in his own behalf.

Also, committee began hearings on the nomination of John Randolph Hubbard, of California, to be Ambassador to India, where the nominee testified and answered questions in his own behalf.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of James H. Atkins, of Arkansas, Stephen E. Bell, of Virginia, and John D. Davenport, of Oklahoma, each to be a Member of the Federal Retirement Thrift Investment Board, and Bert H. Mackie, of Oklahoma, to be a Governor of the U.S. Postal Service, after the nominees testified and answered questions in their own behalf. Mr. Bell was introduced by Senator Dominici, Mr. Davenport was introduced by Senators Boren and Nichols, and Mr. Mackie was introduced by Senators Boren and Nichols, and Representative English.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 5319–5330; 1 private bill, H.R. 5331; and 4 resolutions, H.J. Res. 657 and 658, H. Con. Res. 366, and H. Res. 539 were introduced.

Page 24336

Reports Filed: Reports were filed as follows:

H.R. 4907, to amend the Public Health Service Act to revise and extend the authority of the Administrator of the Alcohol, Drug Abuse, and Mental Health Administration, including revising and extending the program of block grants for the provision of services with respect to mental health and substance abuse, amended (H. Rept. 100–927);

Conference report on H.R. 1467, to authorize appropriations to carry out the Endangered Species Act of 1973 during fiscal years 1988, 1989, 1990, 1991, and 1992 (H. Rept. 100–928);

Conference report on S. 1518, to amend the Motor Vehicle Information and Cost Savings Act to provide for the appropriate treatment of methanol and ethanol (H. Rept. 100–929);

S. 1927 to provide for the consideration by the Secretary of the Interior of a desert land entry in the vicinity of Dinosaur National Monument, amended (H. Rept. 100–930);

H.R. 5232, to grant the consent of the Congress to the Southwestern Low-Level Radioactive Waste Disposal Compact (H. Rept. 100–931);

H.R. 2642, to facilitate and implement the settlement of Colorado Ute Indian reserved water rights claims in southwest Colorado, amended (H. Rept. 100–932);

S. 1165, to authorize the Secretary of the Interior to provide for the development and operation of a visitor and environmental education center in the Pinelands National Reserve in the State of New Jersey, amended (H. Rept. 100–933);

H.R. 4362, to amend section 3 of the Act of June 14, 1926, as amended (43 U.S.C. 869–2), to authorize the issuance of patents with a limited reverter provision of lands devoted to solid waste disposal, amended (H. Rept. 100–934);

H.R. 4535, to designate the outpatient clinic of the Veterans' Administration to be located on New Jersey State Route 70 in Brick Township, New Jersey, as the "James J. Howard Veterans' Outpatient Clinic". (H. Rept. 100–935);

H.R. 4948, to direct the American Battle Monuments Commission to restore, operate, and maintain the Pacific War Memorial and other historical and memorial sites on Corregidor in the Republic of the Philippines, amended (H. Rept. 100–936);

H.R. 5114, to amend title 38, United States Code, to improve programs for the recruitment and retention of health-care personnel of the Veterans' Administration, and to extend certain expiring programs of the Veterans' Administration, amended (H. Rept. 100–937); and

H.R. 4469, to partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, to clarify the use of tribal timber proceeds, amended (H. Rept. 100–938); and

S. 659, to establish agricultural aid and trade missions to assist foreign countries to participate in United States agricultural aid and trade programs, amended (H. Rept. 100–939).

Page 24336

Defense Authorization: By a yea-and-nay vote of 211 yeas to 160 nays with 1 voting "present", Roll No. 323, the House agreed to the Foley motion to table the Bateman motion to discharge the Committee on Armed Services from the further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989.

Page 24251

Eisenhower Coins: House passed H.R. 3654, to require the Secretary of the Treasury to mint and issue one-dollar coins in commemoration of the 100th anniversary of the birth of Dwight David Eisenhower.

Page 24252

Agreed to the Annunzio amendment in the nature of a substitute.

Page 24254

Subsequently, this passage was vacated, and S. 2789, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President.
Page 24254

AIDS Policy Act Amendments: House agreed to H. Res. 520, providing for the consideration of H.R. 5142, to amend the Public Health Service Act to establish grant programs, and confidentiality protections, relating to counseling and testing with respect to acquired immune deficiency syndrome, and to amend such Act with respect to research programs relating to such syndrome (agreed to by a recorded vote of 215 ayes to 170 noes, Roll No. 325).
Page 24271

Earlier, agreed to order the previous question on the rule by a yea-and-nay vote of 198 yeas to 182 nays, Roll No. 324.
Page 24260

Family Welfare Reform: Agreed to the Brown of Colorado motion to instruct House conferees in the conference on H.R. 1720, Family Welfare Reform Act of 1987, to assure that no more will be spent in carrying out the bill than the $2.8 billion authorized by the Senate amendment (agreed to by a yea-and-nay vote of 249 yeas to 130 nays, Roll No. 326).
Page 24272

Omnibus Drug Initiative: House continued consideration of H.R. 5210, to prevent the manufacturing, distribution, and use of illegal drugs; but came to no resolution thereon. Consideration of amendments will resume on Thursday, September 22.
Page 27273

Agreed To:

The Shaw amendment that provides for a prison term of 5 to 20 years for the possession of crack, based on a sliding scale ratio of possession to repeat offense, becoming increasingly more stringent.
Page 24274

The Studds amendment that establishes an "innocent owner" defense for seizures and forfeitures under the Customs Act, similar to other seizure/forfeiture laws established in the bill under other laws; and
Page 24278

The Johnson of South Dakota amendment that provides $125 million in grants to help states implement drunk driving enforcement programs as long as states will do the following: Require immediate suspension of drivers' licenses of drunk drivers; require a 90-day suspension for a first offense and one-year suspension for repeat offenses committed during a five-year period; require mandatory blood alcohol tests for all drivers involved in serious accidents; prohibits possession of open alcohol containers in vehicles; and establish effective systems for preventing the purchase of alcohol by persons under 21 years of age.
Page 24279

Late Report: Committee on Merchant Marine and Fisheries received permission to have until 6 p.m. today to file a report on H.R. 5231, to amend the Marine Protection, Research, and Control Act of 1972 to strengthen prohibitions on dumping into ocean waters, and to provide for recovery of damages associated with dumping which affects ocean waters.
Page 24284

Federal Employees Health Benefits: House passed H.R. 5102, to amend the provisions of title 5, United States Code, relating to the health benefits program for Federal employees and certain older individuals.
Page 24294

Agreed to the Ackerman technical amendment.
Page 24298

POW/MIA Flag Display: House passed and cleared S. Con. Res. 9, to provide for the display of the National League of Families POW/MIA flag in the Capitol Rotunda.
Page 24298

Camp David Accords Anniversary: House passed H. Con. Res. 364, congratulating Israel and Egypt on the tenth anniversary of the Camp David Accords.
Page 24301

Visiting Nurse Associations Week: House passed H.J. Res. 576, designating February 19 through February 25, 1989, as "National Visiting Nurse Associations Week".
Page 24310

Vocational-Technical Education Week: House passed H.J. Res. 572, designating November 28 through December 2, 1988, as "Vocational-Technical Education Week".
Page 24311

Chester F. Carlson Recognition Day: House passed H.J. Res. 629, designating October 22, 1988, as "National Chester F. Carlson Recognition Day".
Page 24312

Religious Freedom Week: House passed H.J. Res. 518, amended, designating the week of September 25, 1988, as "Religious Freedom Week".
Page 24313

Agreed to amend the preamble.
Page 24314

Mohandas K. Gandhi Day: House passed and cleared for the President S.J. Res. 169, designating October 1, 1988, as a national day of recognition for Mohandas K. Gandhi.
Page 24315

Historically Black Colleges Week: House passed and cleared for the President S.J. Res. 290, to designate the period commencing September 25, 1988, and ending on October 1, 1988, as "National Historically Black Colleges Week".

Page 24316

Actors' Fund Month: House passed H.J. Res. 650, designating April 1989 as "Actors' Fund of America Appreciation Month".

Page 24316

Drug Free America Week: House passed and cleared for the President S.J. Res. 329, to designate October 24 through October 30, 1988, as "Drug Free America Week".

Page 24317

National Job Skills Week: House passed H.J. Res. 333, to designate the week of October 9, 1988, through October 15, 1988, as "National Job Skills Week".

Page 24318

World Food Day: House passed and cleared for the President S.J. Res. 336, designating October 16, 1988, as "World Food Day".

Page 24318

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 24327

Quorum Calls—Votes: Three yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 24251, 24270, 24273. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 4:36 p.m.

Committee Meetings

INTEGRITY OF THE DOD ACQUISITION SYSTEM AND ITS IMPACT ON U.S. NATIONAL SECURITY

Committee on Armed Services: Continued hearings on the integrity of the Defense Department's acquisition system and the impact of the current fraud investigation on the U.S. national security. Testimony was heard from John F. Lehman, Jr., former Secretary of the Navy.

SOLID WASTE DISPOSAL ACT

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials approved for full Committee action, as amended, H.R. 3515, to amend the Solid Waste Disposal Act to require the Administrator of the Environmental Protection Agency to promulgate regulations on the management of infectious waste.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: S. 1693, to amend the National Trails System Act to provide for a study of the Coronado Trail; and H.R. 5001, amended, to establish the Delaware Water Gap National Recreation Area Citizen Advisory Commission.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representative Roukema; Jerry Rogers, Associate Director, Cultural Resources, National Park Service, Department of the Interior; Kathleen Charett, Executive Assistant, Legislation, Department of Environmental Protection, State of New Jersey, and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on the following: H.R. 1770, to amend section 19 of the Animal Welfare Act (7 U.S.C. 2149); H.R. 5022, Radiation Exposure Compensation Act; H.J. Res. 644, granting the consent of Congress to the compact entered into between the State of North Carolina and the State of South Carolina establishing the Lake Wylie Marine Commission. Testimony was heard from Senator Hatch; Representatives Owens, Rose and Spratt; John Hayes, Senator, State of South Carolina; David W. Bumgarden, Jr., Representative, State of North Carolina; Steven R. Valentine, Deputy Assistant Attorney General, Civil Division, Department of Justice; the following officials of the Department of Defense: John J. Geer, Jr., Deputy Assistant Judge Advocate General, Claims and Tort Litigation, Department of the Navy; and Col. Edwin F. Hornbrook, Chief, Air Force Claims and Tort Litigation Division, Office of the Judge Advocate General, Department of the Air Force; and public witnesses.

The Subcommittee also met and approved private claims bills.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on the Committee on Solidarity for the people of El Salvador (CISPES) and FBI counter-terrorism investigations. Testimony was heard from William S. Sessions, Director, FBI, Department of Justice.

IMMIGRATION AND NATURALIZATION MEASURES

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law continued hearings on the following bills: H.R. 5115, Legal Immigration Amendments of 1988; and S. 2104, to amend the Immigration and Naturalization Act to change the level, and preference system for admission, of immigrants, to the United States. Testimony was heard from public witnesses.

ELIMINATION OF POVERTY AMONG THE BLACK ELDERLY: SUPPLEMENTAL SECURITY INCOME REFORM

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on "The Elimination of Poverty Among The Black Elderly: Supplemental Security Income (SSI) Reform". Testimony was heard from public witnesses.

LEGALIZATION OF NARCOTICS

Select Committee on Narcotics Abuse and Control: Held a hearing on the legalization of narcotics. Testimony was heard from Edward S. Dennis, Assistant Attorney General, Department of Justice; the following officials of the Department of Health and Human Services: Dr. Charles E. Schuster, Director, National Institute on Drug Abuse; and Dr. Elaine Johnson, Director, Office of Substance Abuse Prevention, NIH; Dr. Beny Primm, AID's Commission; and public witnesses.

◆◆◆◆◆◆◆◆◆◆◆◆

Monday, September 19, 1988

Senate

Chamber Action

Routine Proceedings, pages 24360–24458

Measures Introduced: Two bills and one resolution were introduced, as follows: S. 2808 and S. 2809, and S.J. Res. 381.

Page 24445

Measures Reported: Reports were made as follows: Special report entitled "Finance Committee Allocation of Budget Totals—FY 1989, Committee on Finance." (S. Rept. No. 100–519)

Page 24445

Measures Passed:

Religious Freedom Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 361, designating the week of September 25, 1988 as "Religious Freedom Week", and the resolution was then passed.

Page 24440

Religious Freedom Week: Senate passed H.J. Res. 518, designating the week of September 25, 1988 as "Religious Freedom Week".

Page 24440

Tenth Anniversary of the Camp David Accords: Senate agreed to H. Con. Res. 364, congratulating Israel and Egypt on the tenth anniversary of the Camp David Accords.

Page 24442

Correcting Pollution of the Rio Grande: Senate passed H.R. 2046, to authorize the Secretary of State to conclude agreements with the appropriate representative of the Government of Mexico to correct pollution of the Rio Grande.

Page 24442

United States-Canada Free-Trade Agreement: By 83 yeas to 9 nays (Vote No. 332), Senate passed H.R. 5090, to implement the United States-Canada Free-Trade Agreement.

Pages 24367, 24390, 24406, 24443

Minimum Wage Restoration Act of 1988: Senate resumed consideration of S. 837, to amend the Fair Labor Standards Act of 1938, to restore the minimum wage to a fair and equitable rate, with a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Page 24458

Pending:

(1) Hatch Amendment No. 3040, to provide for a new hire wage.

(2) Kennedy Amendment No. 3041 (to Amendment No. 3040), of a perfecting nature.

Page 24159

A motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, September 22.

Page 24458

Senate will continue consideration of the bill and amendments proposed thereto on Tuesday, September 20.

National Trails System Improvements Act: Senate concurred in the amendments of the House to S. 1544, to amend the National Trails System Act to provide for cooperation with State and local governments for the improved management of certain Federal lands.

Page 24441

Prompt Payment Act Amendments—Agreement: A unanimous-consent agreement was reached providing for consideration of the House message in S. 328, to require the Federal Government to pay interest on overdue payments.

Page 24440

Messages From the House: **Page 24445**

Measures Referred: **Page 24445**

Measures Ordered Placed on Calendar: **Page 24445**

Statements on Introduced Bills: **Page 24445**

Amendments Submitted **Page 24449**

Additional Cosponsors: **Page 24449**

Authority for Committees: **Page 24450**

Notices of Hearings: **Page 24450**

Additional Statements: **Page 24450**

Record Votes: One record vote was taken today. (Total—332) **Page 24444**

Recess: Senate convened at 9:30 a.m., and recessed at 6:54 p.m., until 9:30 a.m., on Tuesday, September 20, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 24458.)

Committee Meetings

GLOBAL ATMOSPHERIC CHANGE

Committee on Energy and Natural Resources: Committee held hearings on the effect of global climate change on domestic forest resources and the options for offsetting CO_2 emissions, receiving testimony from F. Dale Robertson, Chief, and William T. Sommers, Director of Forest Fire and Atmospheric Sciences Research, both of the United States Forest Service, Department of Agriculture; Gregg Marland, Staff Scientist, Oakridge National Laboratory, Department of Energy; and Gary Moll, American Forestry Association, and Daniel Dudek, Environmental Defense Fund, both of Washington, DC.

Committee will meet again tomorrow.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Charles G. Stalon, of Illinois, Jerry J. Langdon, of Texas, and Charles A. Trabandt, of Virginia, each to be a Member of the Federal Energy Regulatory Commission, after the nominees testified and answered questions in their own behalf.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, September 20.

Committee Meetings

No Committee meetings were held.

◆ ◆ ◆

Tuesday, September 20, 1988

Senate

Chamber Action

Routine Proceedings, pages 24461–24102

Measures Introduced: Three bills and two resolutions were introduced, as follows: S. 2810–S. 2812, and S. Res. 475–476. **Page 24537**

Measures Reported: Reports were made as follows:

H.R. 4526, to provide for the addition of approximately 600 acres to the Manassas National Battlefield Park, with an amendment. (S. Rept. No. 100–520) **Page 24537**

Measures Passed:

Uniform Regulatory Jurisdiction Act of 1988: Senate passed H.R. 2884, to assure the uniformity in the exercise of regulatory jurisdiction pertaining to the transportation of natural gas and to clarify that the local transportation of natural gas by a distribution company is a matter within State jurisdiction and subject to regulation by State commissions, after agreeing to a committee amendment in the nature of a substitute. **Page 24582**

Lewis M. Paramore Diversion Unit: Senate passed H.R. 517, to designate Soldier Creek Diversion Unit in Topeka, Kansas, as the "Lewis M. Paramore Diversion Unit". **Page 24583**

Bankruptcy Law: Senate passed S. 1863, to amend the bankruptcy law to provide for special revenue funds, after agreeing to a committee amendment. **Page 24583**

Nuclear Waste Policy Act: Senate passed S. 2800, to amend the Nuclear Waste Policy Act of 1982 with respect to the Office of the Nuclear Waste Negotiator and the Monitored Retrievable Storage Commission. **Page 24584**

Zuni-Cibola National Historical Park: Senate passed S. 2162, to provide for the establishment of the Zuni-Cibola National Historical Park in the State of New Mexico, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto: **Page 24584**

Byrd (for Bingaman) Amendment No. 3169, to clarify the fact that lands included within the boundary of the park are to be subject to a leasehold interest and not acquired in fee for inclusion in the park. **Page 24585**

Intellectual Property and Bankruptcy Protection Act: Senate passed S. 1626, to keep secure the rights of intellectual property licensors and licensees which come under the protection of title 11 of the United States Code, the bankruptcy code, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 24587

Byrd (for DeConcini) Amendment No. 3170, of a technical nature.

Page 24588

Private Relief Bill: Senate passed S. 1919, for the relief of Michael Wilding, after agreeing to a Byrd (for Kennedy) Amendment No. 3171, to waive section (a)(23) of the Immigration and Nationality Act, relating to a grounds for exclusion.

Page 24589

Minimum Wage Restoration Act of 1988: Senate continued consideration of S. 837, to amend the Fair Labor Standards Act of 1938, to restore the minimum wage to a fair and equitable rate, with a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Page 24481

Pending:

(1) Hatch Amendment No. 3040, to provide for a new hire wage.

(2) Kennedy Modified Amendment No. 3041 (to Amendment No. 3040), of a perfecting nature.

Page 24481

A second motion was entered to close further debate on the committee substitute for the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, September 23.

Page 24482

Senate will continue consideration of the bill and amendments proposed thereto on Thursday. September 22.

Methanol and Alternative Fuels Promotion Act—Conference Report: Senate agreed to the conference report on S. 1518, to amend the Motor Vehicle Information and Cost Savings Act, to provide for the appropriate treatment of methanol and ethanol.

Page 24505

Computer Matching and Privacy Protection Act: Senate concurred in the House amendment to S. 496, to amend title 5 of the United States Code, to ensure privacy, integrity, and verification of data for computer matching, to establish Data Integrity Boards within Federal agencies, with a Dole (for Cohen and Levin) Amendment No. 3172, in the nature of a substitute of the matter proposed to be inserted by the amendment of the House.

Page 24589

Nomination Confirmed: Senate confirmed the following nomination:

By unanimous vote of 94 yeas (Vote No. 333), Lauro F. Cavazos, of Texas, to be Secretary of Education.

Pages 24602

Nominations Received: Senate received the following nominations:

Malcolm M.B. Sterrett, of Maryland, to be General Counsel of the Department of Health and Human Services.

Routine lists of Air Force, Army and Navy nominations.

Page 24597

Appointment by the Presiding Officer:

Commission on Executive, Legislative, and Judicial Salaries: The Chair, on behalf of the Vice President, in accordance with Public Law 90–206, appointed Charles McC. Mathias, Jr., of Maryland, to the Commission on Executive, Legislative, and Judicial Salaries.

Page 24597

Measures Indefinitely Postponed:

Textile and Apparel Trade Act: S. 549, to remedy injury to the United States textile and apparel industries caused by increased imports.

Great Lakes Shoreline Mapping Act of 1987 Marine Science, Technology and Policy Development Act of 1987: H.R. 3017, to provide for the enhanced understanding and wise use of ocean, coastal, and Great Lakes resources by strengthening the national sea grant college program through the establishment of a strategic research program and other means.

Department of Defense Enhanced Transfer Authority: S. 2374, to authorize the Secretary of Defense to transfer between accounts a limited amount of funds appropriated for the Department of Defense for fiscal year 1989.

Limitation on Obligation of Unauthorized Defense Appropriations: S. 2375, to amend title 10, United States Code, to impose certain limitations on the obligation of unauthorized appropriations for the Department of Defense.

Temporary Emergency Food Assistance Program: S. 2415, to provide that surplus dairy products should be provided to carry out the temporary emergency food assistance programs before certain dairy export programs, to extend such dairy export programs and such food assistance program.

Omnibus Trade and Competitiveness Act: S. 2613, to enhance the competitiveness of American industry.

National Visiting Nurse Associations Week: H.J. Res. 576, designating February 19–25, 1989, as "National Visiting Nurse Associations Week."

Page 25911

Task Force on Economic Adjustment and Worker Dislocation: S. 538, to implement the recommendations of the Secretary of Labor's task Force on Economic Adjustment and Worker Dislocation.

Page 24584

Federal Education Programs: S. 406, to provide additional Federal education programs designed to strengthen competitiveness of American industry.

Page 24584

Technology Competitiveness: S. 907, to further United States technological leadership by providing for support by the Department of Commerce of cooperative centers for the transfer of research in manufacturing.

Page 24584

Agricultural Competitiveness and Trade: S. 512, to promote the export of United States agricultural commodities and the products thereof.

Page 24584

National Bureau of Standards Authorizations: H.R. 2160, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1988.

Page 24584

Maritime Programs Authorizations: S. 800, to authorize appropriations for fiscal year 1988 for certain maritime programs of the Department of Transportation and the Federal Maritime Commission.

Page 24584

Price-Anderson Act Amendments Act: S. 748, to amend the Atomic Energy Act of 1954, as amended, to establish a comprehensive, equitable, reliable, and efficient mechanism for full compensation of the public in the event of an accident resulting from activities undertaken under contract with the Department of Energy.

Page 24584

Price-Anderson Act Amendments: S. 1865, to amend the Price-Anderson provisions of the Atomic Energy Act of 1954 to extend and improve the procedures for the protection of the public from nuclear accidents.

Page 24584

Drought Assistance: S. 2631, to provide drought assistance to agricultural producers.

Page 24584

Messages From the President: Page 24537

Messages From the House: Page 24537

Measures Ordered Placed on Calendar: Page 24537

Statements on Introduced Bills: Page 24538

Amendments Submitted: Page 24547

Additional cosponsors: Page 24540

Authority for Committees: Page 24576

Notices of Hearings: Page 24576

Additional Statements: Page 24576

Record Votes: One record vote was taken today. (Total—333)

Page 24481

Recess: Senate convened at 9:30 a.m., and recessed at 6:25 p.m., until 9 a.m., on Thursday, September 22, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 24597.)

Committee Meetings

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 2614, to provide for improved coordination of national scientific research efforts and to provide for a national plan to improve scientific understanding of earth systems and the effect of changes on the climate and human well-being, with an amendment in the nature of a substitute;

S. 2810, authorizing funds for fiscal years 1989 through 1993 for the Marine Mammal Protection Act, with amendments;

S. 2761, authorizing funds to carry out title III of the Marine Protection, Research, and Sanctuaries Act; with amendments. (As approved by the committee, the bill authorizes $3 million for fiscal year 1989, $3.5 million for fiscal year 1990, $4 million for fiscal year 1991, and $4.5 million for fiscal year 1992.);

S. 2408, to transfer the Coast Guard Cutter *Ingham* to the Naval and Marine Museum at Patriots Point, South Carolina;

S. 2746, to provide that a certain percentage of the funds authorized for research, development, and engineering of the Airport and Airway Improvement Act will be used for long-term research in the relationship between human factors and air safety, with an amendment in the nature of a substitute;

S. 2047, to require health warning labels on containers of alcoholic beverages, with an amendment in the nature of a substitute;

S. 2549, to encourage States to establish measures for more effective enforcement of laws to prevent drunk driving, with amendments;

H.R. 2032, to authorize the conveyance of the vessel *Lane Victory* to a nonprofit organization for use as a merchant marine memorial museum;

S. 2777, to authorize a certificate of documentation for the vessel *Gipsey*;

H.R. 4399, to revise insurance requirements for persons licensed to provide satellite launch services and to make other changes relating to commercial access to space, with an amendment in the nature of a substitute; and

The nominations of R. Kent Burton, of Virginia, to be Assistant Secretary for Oceans and Atmosphere and Deputy Administrator of the National Oceanic and Atmospheric Administration, Department of Commerce, Leslee K. Alexander, of Tennessee, to be a Member of the Board of Directors of the Corporation for Public Broadcasting, Thomas C. Griscom, of Tennessee, to be a Member of the Board of Directors of the Communications Satellite Corporation, and routine lists of Coast Guard nominations.

Also, the committee failed to approve for reporting an original bill to revise certain provisions of the Interstate Commerce Act to provide additional protection for captive rail shippers and to promote competition within the rail industry.

U.S. FOREIGN COMMERCIAL SERVICE

Committee on Commerce, Science, and Transportation: Subcommittee on Foreign Commerce and Tourism concluded oversight hearings to review activities of the U.S. and Foreign Commercial Service, after receiving testimony from Virginia Governor Gerald L. Baliles, Richmond; W. Allen Moore, Under Secretary of Commerce for International Trade; Donald R. Loso, Regional Managing Director (St. Louis, Missouri), Department of Commerce; William Archey, U.S. Chamber of Commerce, and Janice McEntee, California World Trade Commission, both of Washington, DC.

GLOBAL CLIMATE CHANGE

Committee on Energy and Natural Resources: Committee concluded hearings on S. 2667, to establish a national energy policy to reduce the generation of carbon monoxide and trace gases in order to slow the pace and degree of atmospheric warming and global climate change, focusing on titles XIV, XV, and XVI, and the relationship of international deforestation and development policies to global atmospheric change, after receiving testimony from Richard E. Bissell, Assistant Administrator for Program and Policy Coordination, Agency for International Development; Robert J. McNeal, Manager, Tropospheric Chemistry Program, Earth Sciences and Applications Division, National Aeronautics and Space Administration; Lester Brown, Worldwatch Institute, Robert Repetto, World Resources Institute, and David A. Wirth, Natural Resources Defense Council, all of Washington, DC; and Henry Breck, New York, New York.

CHESAPEAKE BAY AGREEMENT

Committee on Environment and Public Works: Subcommittee on Environmental Protection concluded oversight hearings on the implementation of programs for the protection of the Chesapeake Bay as contained in the Chesapeake Bay Agreement of 1987, after receiving testimony from Lee M. Thomas, Administrator, Environmental Protection Agency; Virginia Governor Gerald L. Baliles, Richmond; Maryland Governor William Donald Schaefer, Annapolis; Mayor Marion Barry, Washington, DC; Virginia Delegate W. Tayloe Murphy, Jr., on behalf of the Chesapeake Bay Commission, and Richard N. Burton, Virginia Water Control Board, both of Richmond; William C. Baker, Chesapeake Bay Foundation, Annapolis; and Robert V. Percival, University of Maryland School of Law, Baltimore.

ORGAN TRANSPLANT TRUST FUND

Committee on Finance: Subcommittee on Taxation and Debt Management concluded hearings on S. 2409, to allow taxpayers entitled to an income tax refund to designate all or any portion of their refund as a contribution to the National Organ Transplant Trust Fund, after receiving testimony from Senator Bumpers; Representative Walgren; Sherry Clifton, Silver Spring, Maryland; Thomas E. Starzl, University of Pittsburgh, Pittsburgh, Pennsylvania; and Goran Klintmalm, Baylor University Medical Center, Dallas, Texas.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nomination of Charles A. Gillespie, Jr., of California, to be Ambassador to the Republic of Chile, after the nominee testified and answered questions in his own behalf.

WAR POWERS

Committee on Foreign Relations: Special Subcommittee on War Powers resumed hearings to review the War Powers Resolution of 1973, (P.L. 93-148), receiving testimony from Abram Chayes, Harvard University, Cambridge, Massachusetts, former Legal Adviser, Department of State; Thomas Franck, New York University School of Law, New York, New York; Morton H. Halperin, American Civil Liberties Union, and Center for National Security Studies, Washington, DC; and Ron Rotunda, University of Illinois College of Law, Urbana.

Hearings continue on Friday, September 23.

DISPOSAL OF SOLID WASTE

Committee on Governmental Affairs: Committee held hearings on S. 2298, to promote the development of degradable plastics technology and private sector markets through the procurement of degradable plastic products by the General Services Administration, receiving testimony from Senators Conrad and Bond; Flora H. Milans, Associate Director, Resources Community and Economic Development Division, General Accounting Office; James L. DeProspero, Jr., Assistant Commissioner for Commodity Management, Federal Supply Services, General Services Administration; J. Winston Porter, Assistant Administrator for Solid Waste and Emergency Response, and Sylvia Lowrance, Director, Office of Solid Waste, both of the Environmental Protection Agency; Robert W. Long, Deputy Assistant Secretary of Agriculture for Science and Education; Steve Wentworth, Oreana, Illinois, on behalf of the National Corn Growers Association; Wayne Bennett, Lonoke, Arkansas, on behalf of the American Soybean Association; Albert M. Manville II, Washington, DC, on behalf of the Defenders of Wildlife, and the Entanglement Network Coalition; David S. Buckner, Illinois State Department of Energy and Natural Resources, Springfield; Thomas J. Galvin, ICI Americas, Inc., Wilmington, Delaware; Thomas G. Byrer, Battelle Memorial Institute, Columbus, Ohio; Peter P. Hanik, Quantum Chemical Corporation, Rolling Meadows, Illinois, on behalf of the Society of the Plastics Industry, Inc.; and George A. Makrauer, Amco Plastics Inc., Cincinnati, Ohio.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered the following business items favorably reported:

S. Res. 473, to provide additional funding for the Select Committee on Indian Affairs' Special Committee on Investigations;

An original resolution to carry the impeachment proceedings against U.S. District Judge Alcee L. Hastings over to the 101st Congress;

S. Res. 472, to authorize the printing as a Senate document of the history of the Committee on Energy and Natural Resources in connection with its 172nd anniversary and in observance of the Bicentennial of the United States Senate;

S. Con. Res. 137, to authorize the National Council of Returned Peace Corps Volunteers to use the Capitol Rotunda to commemorate the 25th anniversary of the death of President John F. Kennedy;

An original resolution to amend Rule XXVI of the Standing Rules of the Senate to provide for a two-year funding authorization for Senate committees beginning on March 1 of the first session of a Congress, and to authorize the Committee on Rules and Administration to report an omnibus funding resolution containing all committee authorizations;

Also, the committee approved a Report on Senate Operations, to improve the efficiency and effectiveness of the Senate.

VA HEALTH-CARE

Committee on Veterans' Affairs: Committee concluded hearings on the adequacy of available funds and personnel for the Veterans' Administration health-care system, after receiving testimony from Daniel H. Winship, Associate Deputy Chief Medical Director, and Robert Dunn, Assistant Director for Budget Formulation, both of the Veterans' Administration; Roger Des Prez, Nashville VA Medical Center, Nashville, Tennessee, on behalf of the Association of Veterans' Administration Chiefs of Medicine; Thomas W. Kiernan, Huntington VA Medical Center, Huntington, West Virginia, on behalf of the National Association of Veterans' Administration Chiefs of Staff; Claudette Morrissey, Brooklyn VA Medical Center, Brooklyn, New York, on behalf of the Nurses Organization of the Veterans' Administration; Paul W. Schafer, on behalf of the National Association of Veterans' Administration Physicians, and John Sturdivant and Mary McCarte, both on behalf of the American Federation of Government Employees, all of the Washington, DC. VA Medical Center; and Marie Winslow, National Federation of Federal Employees, Washington, DC.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 5332–5336; and 3 resolutions, H.J. Res. 659, and H. Con. Res. 367 and 368 were introduced.

Page 24714

Bills Reported: Reports were filed as follows:

H.R. 4748, to amend the Federal Railroad Safety Act of 1970 to provide for drug and alcohol testing for railroad employees, amended (H. Rept. 100–940);

H.R. 4039, to disclaim any right, title, or interest of the United States in certain lands in the State of California which form a part of the right-of-way granted by the United States to the Southern Pacific Transportation Company, and to declare that those lands have been abandoned by the railroad, amended (H. Rept. 100–941); and

H.R. 4182, to authorize the establishment of the Zuni-Cibola National Historical Park in the State of New Mexico, amended (H. Rept. 100–942).

Page 24714

Suspensions: House voted to suspend the rules and pass the following measures:

James J. Howard Veterans' Clinic: H.R. 4535, to designate the outpatient clinic of the Veterans' Administration to be located on New Jersey State Route 70 in Brick Township, New Jersey, as the "James J. Howard Veterans' Outpatient Clinic";

Page 24610

Corregidor Pacific War Memorial: H.R. 4948, amended, to direct the American Battle Monuments Commission to restore, operate, and maintain the Pacific War Memorial and other historical and memorial sites on Corregidor in the Republic of the Philippines;

Page 24612

Location of executive agencies: H.R. 2524, amended, to amend the Public Buildings Act of 1959 to permit certain executive agencies to have their headquarters located anywhere in the National Capital region;

Page 24614

Judiciary office building: S. 1934, amended, pursuant to the report ordered by Public Law 99–229 which directed the Architect of the Capitol and the Secretary of Transportation to undertake a study of the needs of the Federal judiciary for additional Federal office space, and to authorize the Architect of the Capitol to contract for the design and construction of a building adjacent to Union Station in the District of Columbia to house agencies offices in the judicial branch of the United States;

Page 24616

OPIC amendments: H.R. 5263, to amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation, and to make supplemental authorizations of appropriations for the Board of International Broadcasting;

Page 24620

John Foster Dulles contributions: S. Con. Res. 102, to express the sense of the Congress regarding the contributions of John Foster Dulles in international affairs—clearing the measure;

Page 24622

USIA films release: S. 2365, amended, authorizing the release of eighty-six United States Information Agency films with respect to the Marshall plan. Agreed to amend the title;

Page 24623

French Revolution bicentennial: S.J. Res. 317, amended, commemorating the bicentennial of the French Revolution and the Declaration of the Rights of Man and of the Citizen;

Pages 24628, 24630

International Boundary and Water Commission: H. Con. Res. 344, commending the International Boundary and Water Commission for its efforts during the past one hundred years to improve the social and economic welfare of the United States and Mexico and to improve good relations between our two countries;

Page 24630

Railroad drug abuse prevention: H.R. 4748, amended, to amend the Federal Railroad Safety Act of 1970 to provide for drug and alcohol testing for railroad employees. The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make such other technical and conforming changes as might be necessary in the engrossment of the bill;

Pages 24631, 24634

Health professions reauthorization: H.R. 4983, amended, to amend the Public Health Service Act to revise and extend programs with respect to health research and teaching facilities and training of professional health personnel. Agreed to amend the title;

Page 24635

Mentally ill protection and advocacy: H.R. 5155, amended, to amend the Protection and Advocacy for Mentally Ill Individuals Act of 1986 to reauthorize appropriations for activities under such Act. Subsequently, this passage was vacated and S. 2393, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 24647, 24705

FIFRA amendments: S. 659, amended, to establish agricultural aid and trade missions to assist foreign countries to participate in United States agricultural aid and trade programs. Agreed to amend the title;

Page 24649

Natural Disaster Reduction Decade: H. Con. Res. 290, supporting the International Decade for Natural Disaster Reduction by endorsing the establishment of a United States Decade for Natural Disaster Reduction;

Page 24667

Superconductivity and competitiveness: H.R. 3048, amended, to establish a national Federal program effort in close collaboration with the private sector to develop as rapidly as possible the applications of superconductivity to enhance the Nation's economic competitiveness and strategic well-being;

Page 24668

Older aircraft research: H. Res. 450, amended, to express the sense of the House of Representatives that the Federal Aviation Administration should immediately establish a research and development program to study structural fatigue, wear, corrosion and damage to aircraft resulting from age and intensive utilization and to conduct non-destructive and destructive testing of older aircraft on a regular basis;

Page 24673

Aviation safety research: H.R. 4686, amended, to amend the Federal Aviation Act of 1958 relating to aviation research;

Page 24675

Controller performance research: H.R. 3779, to direct the Administrator of the Federal Aviation Administration to conduct research into the consequences for the air traffic control system of automation of such system;

Page 24679

Recreation and public purposes amendment: H.R. 4362, amended, to amend section 3 of the Act of June 14, 1926, as amended (43 U.S.C. 869–2), to authorize the issuance of patents with a limited reverter provision of lands devoted to solid waste disposal;

Page 24681

Dinosaur Monument entry: S. 1927, amended, to provide for the consideration by the Secretary of the Interior of a desert land entry in the vicinity of Dinosaur National Monument;

Page 24684

Zuni-Cibola Park: H.R. 4182, amended, to authorize the establishment of the Zuni-Cibola National Historical Park in the State of New Mexico;

Page 24685

California railroad lands: H.R. 4039, amended, to disclaim any right, title, or interest of the United States in certain lands in the State of California which form a part of the right-of-way granted by the United States to the Southern Pacific Transportation Company, and to declare that those lands have been abandoned by the railroad. Agreed to amend the title; and

Page 24689

Pinelands Reserve visitors center: S. 1165, amended, to authorize the Secretary of the Interior to provide for the development and operation of a visitor and environmental education center in the Pinelands National Reserve, in the State of New Jersey.

Page 24691

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following measures, on which votes were postponed until Thursday, September 22:

Veterans' health-care programs: H.R. 5114, amended, to amend title 38, United States Code, to improve programs for the recruitment and retention of health-care personnel of the Veterans' Administration, and to extend certain expiring programs of the Veterans' Administration; and

Page 24605

Biological diversity protection: H.J. Res. 648, amended, to encourage increased international cooperation to protect biological diversity.

Page 24629

AIDS Policy Act: House completed all general debate on H.R. 5142, to amend the Public Health Service Act to establish grant programs, and confidentiality protections, relating to counseling and testing with respect to acquired immune deficiency syndrome; but came to no resolution thereon. Consideration of amendments are scheduled to begin on Thursday, September 22.

Page 24693

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 24713

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 6:14 p.m.

Committee Meetings

RECENT DEVELOPMENTS IN EUROPE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Recent Developments in Europe. Testimony was heard from Rozanne L. Ridgway, Assistant Secretary, Bureau of European and Canadian Affairs, Department of State.

HEALTH CARE IN THE 21st CENTURY

Select Committee on Aging: Held a hearing on Health Care in the 21st Century: Who will be there to Care? Testimony was heard from Robert Helms, Assistant Secretary, Office of Planning and Evaluation, Department of Health and Human Services; and public witnesses.

Joint Meeting

APPROPRIATIONS—DEFENSE

Conferees met in closed session on H.R. 4781, appropriating funds for fiscal year 1989 for the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

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Thursday, September 22, 1988

Senate

Chamber Action

Routine Proceedings, pages 24729–24856

Measures Introduced: Thirteen bills and seven resolutions were introduced, as follows: S. 2813–S. 2825, S. Res. 447–480, S.J. Res. 382 and 383, and S. Con. Res. 143.

Page 24809

Measures Reported: Reports were made as follows:

S. 1272, to withdraw certain public lands in Eddy County, New Mexico, with an amendment in the nature of a substitute. (S. Rept. No. 100–552)

S. 1554, to provide Federal assistance and leadership to a program of research, development and demonstration of renewable energy and energy conservation, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–523)

S. 2380, to amend the Disaster Relief Act of 1974, and for other purposes. (S. Rept. No. 100–524)

S. 252, to establish a San Pedro Riparian National Conservation Area, with amendments. (S. Rept. No. 100–525)

S. 1704, to authorize the establishment of the Lewis and Clark National Historic Site in the State of Montana, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–526)

S. 1849, for the relief of Mr. Conwell F. Robinson, and Mr. Gerald R. Robinson. (S. Rept. No. 100–527)

S. 2457, to transfer certain lands in the State of Montana and to relieve the Town of Neihart, Montana, of any obligation to pay consideration for lands conveyed to it under authority of the Small Tracts Act. (S. Rept. No. 100–528)

S. 2565, to remove certain restrictions on land acquisition for Antietam National Battlefield. (S. Rept. No. 100–529)

S. 2586, to quite title and possession with respect to a certain private land claim in Sumter County, Alabama, with an amendment. (S. Rept. No. 100–530)

H.R. 2596, to improve Federal management of lands on Admiralty Island, Alaska, with an amendment in the nature of a substitute. (S. Rept. No. 100–531)

H.R. 2952, to increase the amount authorized to be appropriated for acquisition at the Women's Rights National Historical Park. (S. Rept. No. 100–532)

H.R. 3313, to establish in the Department of the Interior the Heritage Preservation Commission, and for other purposes. (S. Rept. No. 100–533)

H.R. 3559, to authorize the acquisition of 25 acres to be used for an administrative headquarters for Canaveral National Seashore. (S. Rept. No. 100–534)

H.R. 4050, for the relief of certain persons in Riverside County, California who purchased land in good faith reliance on an existing private land survey. (S. Rept. No. 100–535)

H.R. 4212, to amend the Joint Resolution of April 27, 1962, to permit the Secretary of the Interior to establish the former home of Alexander Hamilton as a national memorial at its present location in New York, New York, with an amendment. (S. Rept. No. 100–536)

H.R. 4375, to improve the management of certain public lands in the State of Michigan. (S. Rept. No. 100–537)

H.R. 4457, to create a national park at Natchez, Mississippi. (S. Rept. No. 100–538)

H.R. 4519, to provide for the disposition of certain lands in Arizona under the jurisdiction of the Department of the Interior by means of an exchange of lands, and for other purposes, with amendments. (S. Rept. No. 100–539)

S. 1786, to establish a series of six Presidential primaries at which the public may express its preference for the nomination of an individual for election to the office of President of the United States, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–540)

S. Res. 479, to amend rule XXVI of the Standing Rules of the Senate to authorize the Committee on Rules and Administration to direct Senate committees to report two year authorizing resolutions and to permit the Committee on Rules and Administration to report on authorization resolution containing more than one committee authorization resolution. (S. Rept. No. 100–541)

S. Res. 480, to carry the impeachment proceedings against Judge Alcee L. Hastings over to the 101st Congress. (S. Rept. No. 100–542)

S. Res. 472, authorizing the printing of background information relating to the Committee on Energy and Natural Resources.

S. Res. 473, to provide additional funding for the Select Committee on Indian Affairs Special Committee on Investigations.

S. Con. Res. 137, to provide the use of the Rotunda of the Capitol in honor of John F. Kennedy.

Page 24808

Measures Passed:

Enrollment Correction: Senate passed S. Con. Res. 143, to correct the enrollment of H.J. Res. 602, in support of the restoration of a free and independent Cambodia and the protection of the Cambodian people from a return to power by the genocidal Khmer Rouge.

Page 24855

Minimum Wage Restoration Act of 1988: Senate continued consideration of S. 837, to amend the Fair Labor Standards Act of 1938, to restore the minimum wage to a fair and equitable rate, with a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Pages 24730, 24792

Pending:

(1) Hatch Amendment No. 3040, to provide for a new hire wage.

(2) Kennedy Modified Amendment No. 3041 (to Amendment No. 3040), of a perfecting nature.

Page 24731

By 53 yeas to 43 nays (Vote No. 335), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the committee substitute for the bill.

Page 24737

Senate will continue consideration of the bill and amendments proposed thereto on Friday, September 23, with a second cloture vote to occur on the committee substitute for the bill at 11 a.m.

Executive Reports of Committees: The Senate received the following executive reports of committees:

Treaty Doc. No. 99-30, Tax Convention with the United Kingdom (on Behalf of Bermuda), with reservation. (Ex. Rept. No. 100-23)

Page 24809

Treaty Doc. No. 100-15, Supplementary Protcol to the 1970 Tax Convention with Belgium, with understandings. (Ex. Rept. No. 100-24)

Page 24809

Treaty Doc. No. 100-21, Protocol to the 1967 Tax Convention with France, with an understanding. (Ex. Rept. No. 100-25)

Page 24809

Nominations Received: Senate received the following nominations:

Richard Wood Boehm, of the District of Columbia, to be Ambassador to the Sultanate of Oman.

Clyde O. Glaister, of Virginia, to be Comptroller of the Department of Defense.

Thomas A. Thompson, of Montana, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development.

Clarence J. Brown, of Ohio, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

1 Navy nomination in the rank of admiral.

Page 24856

Motion To Request Attendance: During today's proceedings, by 80 yeas to 15 nays (Vote No. 334), Senate agreed to a motion to request the attendance of absent Senators.

Page 24736

Messages From the House: **Page 24806**

Measures Referred: **Page 24807**

Measures Ordered Placed on Calendar: **Page 24808**

Communications: **Page 24808**

Statements on Introduced Bills: **Page 24809**

Amendments Submitted: **Page 24833**

Additional Cosponsors: **Page 24831**

Authority for Committees: **Page 24846**

Additional Statements: **Page 24846**

Quorum Calls: One quorum call was taken today. (Total—26)

Page 24736

Record Votes: Two record votes were taken today. (Total—335)

Pages 24736, 24737

Recess: Senate convened at 9 a.m., and recessed at 6:23 p.m., until 9:30 a.m., on Friday, September 23. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 24855.)

Committee Meetings

NATIONAL HOUSING POLICY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs continued hearings to review legislative implications of staff concept papers to develop the framework for a National Affordable Housing Act, receiving testimony from Daniel J. Wuenschel, Cambridge Housing Authority, Cambridge, Massachusetts, representing the Council of Large Public Housing Authorities; Mary Lee Widener, Neighborhood Housing Services of America, Oakland, California; Daniel B. Grady, National Advisory Council of HUD Managing Agents, San Diego, California; Marilyn Melkonian, Telesis Corporation, Harold O. Wilson, Housing Assistance Council, Inc., John Simon, National Housing Conference, Inc., and Richard Y. Nelson, Jr., National Association of Housing and Redevelopment Officials, all of Washington, DC; Paul S. Grogan, Local Initiatives Support Corporation, New York, New York; and David C. Schwartz, National Housing Institute, New Brunswick, New Jersey.

Also, on Wednesday, September 21, the Subcommittee on Housing and Urban Affairs resumed hearings on the aforementioned staff concept papers on national housing policy, receiving testimony from Raymond C. Sheppach, National Governors' Association, Walter Webdale, Association of Local Finance Agencies, Floyd Carter, Public Housing Authorities Directors Association, and Cresswoth Lander, National Community Development Association, all of Washington, DC; Ardath Cade, Maryland Department of Housing and Community Development, Annapolis, representing the Council of State and Community Affairs Agencies; Henry Huckaby, Georgia Residential Finance Authority, Atlanta, representing the National Council of State Housing Agencies; Mayor Jessie Rattley, Newport News, Virginia, representing the U.S. Conference of Mayors; Michael Hightower, Fulton County, Georgia, representing the National Association of Counties; and Mayor George Latimer, St. Paul, Minnesota, representing the National League of Cities.

Hearings continue on Wednesday, September 28.

AIRLINE CONCENTRATION AT HUB AIRPORTS

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine the effects of airline concentration at hub airports, focusing on how air fares and service are affected, after receiving testimony from James H. Burnley IV, Secretary of Transportation; Kenneth M. Mead, Associate Director, Resources, Community and Economic Development Division, General Accounting Office; Alfred Kahn, Cornell University, Ithaca, New York;

James E. Landry, Air Transport Association, and Robert Cozzi, Trans World Airlines, Inc., both of Washington, DC; Oris Dunham, Dallas/Ft. Worth International Airport, representing the Airport Operators Council International; and Richard H. Judy, Miami International Airport, Miami, Florida.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered the following business items favorably reported:

The nominations of Charles G. Stalon, of Illinois, Charles A. Trabandt, of Virginia, and Jerry J. Langdon, of Texas, each to be a Member of the Federal Regulatory Commission;

S. 2617, to revise the boundary of the Aztec Ruins National Monument in New Mexico;

S. 2767, to authorize a study of the history and culture of Warm Springs, New Mexico, in order to preserve its historic and cultural legacy for future generations;

S. 850, to designate a segment of the Rio Chama River in New Mexico as a component of the National Wild and Scenic Rivers System, with an amendment in the nature of a substitute;

S. 2264, to authorize the Secretary of the Interior to exchange certain Federal mining rights for certain lands in New Mexico, with an amendment in the nature of a substitute;

S. 2750, to authorize a study on wetlands to commemorate the nationally significant contributions of Georgia O'Keefe, with an amendment;

S. 1985, to improve the protection and management of archeological resources on Federal land;

H.R. 1975, to protect cave resources on Federal lands, with an amendment in the nature of a substitute, and in lieu of S. 927;

S. 2148, to designate specified river segments in Oregon as scenic, wild, or recreational rivers, with an amendment in the nature of a substitute;

S. 2545, to redesignate Salinas National Monument in the State of New Mexico, with an amendment in the nature of a substitute. (As approved by the committee, the bill incorporates the texts of S. 2617, S. 2767, S. 2750, and S. 2264 (all listed above), and S. 1693 (having previously passed the Senate on June 6, 1988), and S. 1912, and S. 2157 (both bills having previously passed the Senate on August 2, 1988).

Also, the committee began consideration of H.R. 1173, to prohibit the construction of new dams and impoundments within National Parks and Monuments and to prohibit expansion of capacity of any dam in Yosemite National Park, but did not complete action thereon, and recessed subject to call.

SOLID WASTE DISPOSAL

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances held hearings on S. 2773, authorizing funds through fiscal year 1992 for solid waste disposal programs, receiving testimony from Cathy Reynolds, Denver, Colorado, on behalf of the National League of Cities; Thomas Jorling, New York Department of Environmental Conservation, Albany; Eugene J. Wingerter, National Solid Wastes Management Association, James T. Banks, Waste Management, Inc., Herschel Cutler, Institute of Scrap Recycling Industries, Inc., and Richard Fortuna, Hazardous Waste Treatment Council, all of Washington, DC; and Benjamin Harvey, E.L. Harvey and Sons, Inc., Westborough, Massachusetts.

Hearings continue on Monday, September 26.

CHILD CARE

Committee on Finance: Committee concluded hearings to examine the role of the Federal Government on child care services, and to review proposed changes to current law relating to child care issues, after receiving testimony from Martin O'Connell, Chief of Fertility, Statistics Branch, Population Division, Bureau of the Census, Department of Commerce; Alfred J. Kahn, Columbia University, New York, New York; Douglas J. Besharov, American Enterprise Institute, Marion Wright Edelman, Children's Defense Fund, Bert Seidman, AFL–CIO, Robert E. Rector, Heritage Foundation, and Forest D. Montgomery, National Association of Evangelicals, all of Washington, DC; Suzanne B. Plihcik, Association of Junior Leagues Inc., Greensboro, North Carolina; Jack L. Brozman, La Petite Academy, Kansas City, Missouri; and Ann Muscari, Kinder-Care Learning Centers, Inc., Montgomery, Alabama.

FOREIGN LANGUAGE COMPETENCE

Committee on Foreign Relations: On Wednesday, September 21, Committee concluded hearings to review foreign language competence in the Foreign Service, after receiving testimony from Ronald I. Spiers, Under Secretary for Management, George E. Vest, Director General of the Foreign Service, Brandon Grove, Jr., Director, Foreign Service Institute, Ross Quan, Foreign Service Officer, all of the Department of State; and Perry Shankle, American Foreign Service Association, Lannon Walker, Carnegie Endowment for International Peace, and Eleanor Harz Jorden, National Foreign Language Center, Johns Hopkins University, all of Washington, DC.

NOMINATION

Committee on Foreign Relations: On Wednesday, September 21, Committee concluded hearings on the nomination of Richard C. Barkley, of Michigan, to be Ambassador to the German Democratic Republic, after the nominee testified and answered questions in his own behalf.

FOREIGN SOVEREIGN IMMUNITIES ACT AMENDMENTS

Committee on the Judiciary. Subcommittee on Courts and Administrative Practice approved for full committee consideration H.R. 1149, to amend certain provisions of the Foreign Sovereign Immunities Act to restrict damages in certain admiralty cases, and to grant to U.S. courts jurisdiction over a foreign state in certain maritime cases.

JOB TRAINING PROGRAMS

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity held hearings on proposed legislation to amend title II (National Job Training Programs), of the Job Training Partnership Act, receiving testimony from Robert T. Jones, Assistant Secretary of Labor for Employment and Training; Iowa State Representative John Groninga, Des Moines, on behalf of the National Conference of State Legislatures; Linda Woloshansky, LaPorte, Indiana, on behalf of the National Association of Counties; William H. Kolberg, National Alliance of Business, Washington, DC; and Granville McCormick, Seattle, Washington, on behalf of the National Association of Private Industry Councils.

Hearings were recessed subject to call.

BUSINESS MEETING

Select Committee on Indian Affairs: On Wednesday, September 21, Committee ordered the following business items favorably reported:

S. 187, to provide for the protection of Native American rights for the remains of their dead and sacred artifacts, and for the creation of Native American cultural museums, with an amendment in the nature of a substitute;

S. Con. Res. 76, to acknowledge the contribution of the Iroquois Confederacy of Nations to the Development of the U.S. Constitution and to reaffirm the continuing government-to-government relationship between Indian tribes and the United States established in the Constitution, with an amendment;

S.J. Res. 379, to establish as the policy of the United States the preservation, protection, and promotion of the rights of indigenous Americans to use, practice and develop Native American languages;

H.R. 2677, to extend to landless Indian tribes or tribes without reservation the right to organize for their common welfare and to adopt a constitution and bylaws, with an amendment in the nature of a substitute; and

The nomination of Kenneth Blankenship, of North Carolina, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development.

Also, the committee began consideration of S. 2672, to provide Federal recognition for the Lumbee Tribe of North Carolina, but did not complete action thereon, and will meet again on Thursday, September 29.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 5337–5344; 1 private bill H.R. 5345; and 8 resolutions, H.J. Res. 660–661, H. Con. Res. 369–371, and H. Res. 540–542 were introduced.

Page 25021

Bills Reported: Reports were filed as follows:

H.R. 5132, to amend the Federal Nonnuclear Energy Research and Development Act of 1974 to improve the transfer of technology or devices developed by the Department of Energy National Laboratories, and to improve interagency cooperation between the Department of Energy and other agencies with respect to technology transfer, amended (H. Rept. 100–943, filed on September 20);

H.R. 4127, to establish the American Heritage Trust, for purposes of enhancing the protection of the Nation's natural, historical, cultural, and outdoor recreational heritage, amended (H. Rept. 100–944);

S. 1827, to designate the Federal Building located at 330 Booth Street in Reno, Nevada, as the "C. Clifton Young Federal Building", amended (H. Rept. 100–945);

H.R. 5117, to require that plastic ring carrier devices be degradable (H. Rept. 100–946);

H.R. 3455, to authorize the Indian American Forum for Political Education to establish a memorial to Mahatma Gandhi in the District of Columbia, amended (H. Rept. 100–947);

S. 2042, to authorize the Vietnam Women's Memorial Project, Inc., to construct a statue at the Vietnam Veterans Memorial in honor and recognition of the women of the United States who served in the Vietnam conflict, amended (H. Rept. 100–948);

H. Res. 540, agreeing to the Senate amendment to H.R. 1154, to remedy injury to the United States textile and apparel industries caused by increased imports (H. Rept. 100–949);

H.R. 3593, to amend the Federal Land Policy and Management Act to improve the management of certain Federal lands affected by certain non-Federal projects, amended (H. Rept. 100–950);

H.R. 4432, to amend title 13, United States Code, to require certain detailed tabulations relating to Asian Americans and Pacific Islanders in the decennial censuses of population, amended (H. Rept. 100–951);

H.R. 4550, to amend title 13, United States Code, to improve the administration of decennial censuses of population (H. Rept. 100–952);

H.R. 4720, to amend title 13, United States Code, to provide for the inclusion of members of the uniformed services and civilian employees of the Government assigned to posts of duty outside the United States, and their dependents, in censuses of population for purposes of the apportionment of Representatives in Congress (H. Rept. 100–953);

H.R. 5199, to make nonmailable any plant, fruit, vegetable, or other matter, the movement of which in interstate commerce has been prohibited or restricted by the Secretary of Agriculture in order to prevent the dissemination of dangerous plant diseases or pests (H. Rept. 100–954);

H.R. 5050, to amend the Small Business Act to establish programs and initiate efforts to assist the development of small business concerns owned and controlled by women, amended (H. Rept. 100–955);

H.R. 3704, to amend the Federal Fire Prevention and Control Act of 1974 to direct the Director of the Federal Emergency Management Agency, acting through the Administrator of the United States Fire Administration, to propose and promulgate a model code and guidelines governing the use and installation of automatic sprinkler systems in places of public accommodation affecting commerce, amended (H. Rept. 100–956); and

Conference report on H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989 (H. Rept. 100–957).

Page 25020

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Cleared for the President:

Isleta Indian lands: S. 1945, to amend the Second Supplemental Appropriation Act, 1961, relating to the lease of certain lands from the Isleta Indian Tribe for a seismological laboratory.

Sent to the Senate without amendment:

Gus J. Solomon building: H.R. 5007, to designate the United States Courthouse at 620 Southwest Main Street, Portland, Oregon, as the "Gus J. Solomon United States Courthouse.

Sent to the Senate, amended:

James T. Foley building: H.R. 4188, to designate the building located at 445 Broadway in Albany, New York, as the "James T. Foley United States Courthouse". Agreed to amend the title;

Alabama land entry reinstatement: H.R. 4642, to provide for the reinstatement of the canceled entry of William A. Wright to certain lands in Lamar County, Alabama;

Alabama land claim: H.R. 5059, to quiet title and possession with respect to a certain private land claim in Sumter County, Alabama; and

Salt River Pima-Maricopa Indian Reservation: H.R. 5066, to modify a portion of the south boundary of the Salt River Pima-Maricopa Indian Reservation in Arizona. Agreed to amend the title.

Page 24857

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Passed and cleared for the President: S. 425, 1583, and 1972.

Passed and sent to the Senate without amendment: H.R. 2461, 2511, 3238, 2857, 4538, 4566, 4634, and H. Res. 61.

Passed and sent to the Senate, amended: H.R. 2109, 3414, and 3917.

Passed over without prejudice: H.R. 2108, 2684, 2682, 2711, 4363, 446, 3247, S. 391, 1329, H.R. 1474, and H. Res. 200.

Page 24860

Defense Authorization: By a yea-and-nay vote of 223 yeas to 163 nays, Roll No. 327, the House agreed to the Foley motion to table the Walker motion to discharge the Committee on Armed Services from further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989. Earlier, the motion to table the Walker motion to discharge was rejected by a division vote of 41 ayes to 47 noes.

Page 24866

Committee To Sit: Committee on Banking, Finance and Urban Affairs received permission to sit today during proceedings of the House under the 5-minute rule.

Page 24867

Union Station Restoration: House agreed to H. Con. Res. 357, expressing the sense of the Congress that the historic restoration and commercial development of a self-sustaining Union Station will provide enormous historic and social benefit to the District of Columbia and to all the Nation as a great transportation center, a grand and magnificent monument to American architecture, and a model commercial development.

Page 24867

Agreed to the Anderson technical amendments.

Page 24868

Agreed to amend the preamble and the title.

Pages 24868, 24869

District of Columbia Appropriations: House disagreed to the Senate amendments to H.R. 4776, making appropriations for the government of the

District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989; and agreed to a conference. Appointed as conferees: Representatives Dixon, Natcher, Stokes, AuCoin, Watkins, Hoyer, Whitten, Coughlin, Green, Regula, and Conte.

Pages 24868, 24870

Agreed to the Green motion to instruct House conferees to agree to the amendment of the Senate No. 25, which requires that any pay raise which may go into effect in fiscal year 1989 should be absorbed into appropriated funds. Earlier, agreed to order the previous question on the motion (agreed to by a yea-and-nay vote of 198 yeas to 188 nays, Roll No. 328).

Page 24868

Committees To Sit: Committee on the Judiciary and its Subcommittee on Courts, Civil Liberties, and the Administration of Justice received permission to sit today during proceedings of the House under the 5-minute rule.

Page 24871

Omnibus Drug Initiative: By a yea-and-nay vote of 375 yeas to 30 nays, Roll No. 332, the House passed H.R. 5210, to prevent the manufacturing, distribution, and use of illegal drugs.

Page 24874

Agreed To:

The McCollum amendment, as amended by the Anderson substitute (agreed to by a recorded vote of 281 ayes to 119 noes, Roll No. 330), that provides $125 million in grants over three years for States suspending drivers' licenses for persons convicted of drug-related criminal offenses, but allows for restricted drivers' licenses for persons whose licenses have been suspended or revoked, provided those persons participate in State drug rehabilitation programs (agreed to by a recorded vote of 392 ayes to 9 noes, Roll No. 331);

Page 24875

The Ackerman amendment, as modified, that would require data collection on drug treatment programs to include information on the number of persons seeking treatment who were denied or placed on waiting lists, and the length of time between their original request for treatment and actual commencement of treatment;

Page 24883

The Oxley amendment that facilitates Government "sting" operations involving money laundering by making it illegal to accept or deal with money that has been "represented to be" proceeds from an unlawful activity, modifying current law requiring that a money laundering offense involve property which is "in fact" derived from criminal activities;

Page 24885

The Hughes amendment that establishes a criminal penalty of 3 years' imprisonment and/or a fine for the illegal distribution of anabolic steroids;

Page 24887

The Bliley amendment, as modified, that provides for certain standards for Federal certification of drug detection laboratories; and

Page 24889

The Foley en bloc amendments that provide for drug-free public housing, grants to public housing agencies for elimination of drug-related crime in public housing, encourages United Nations efforts to stop international illegal drug traffic, drug recognition training for law enforcement officers, group homes for substance abusers, provisions for State grantees to notify individuals who have received blood transfusions to undergo testing, and appointment of a task force for oversight and protection of the public health due to illegal laboratories.

Page 24893

The Clerk was authorized to correct section numbers, cross-references, punctuation, grammatical and spelling errors, the title and any table of contents, and to make such other clerical, technical, and conforming changes as may be necessary to reflect the actions of the House in the engrossment of the bill.

Page 24925

Suspensions: House voted to suspend the rules and pass the following bills, which were debated on September 20:

Veterans' health-care program: H.R. 5114, amended, to amend title 38, United States Code, to improve programs for the recruitment and retention of health-care personnel of the Veterans' Administration (passed by a yea-and-nay vote of 406 yeas, Roll No. 333); and

Page 24925

Biological diversity protection: H.J. Res. 648, amended, to encourage increased international cooperation to protect biological diversity (passed by a yea-and-nay vote of 398 yeas, Roll No. 334).

Page 24926

Officers Row Rehabilitation: House passed H.R. 5336, to further the revitalizing, rehabilitation, and utilization of the area known as "Officers' Row" located within the Sandy Hook Unit of the Gateway National Recreation Area.

Page 24927

AIDS Policy Act: House continued consideration of H.R. 5142, to amend the Public Health Service Act to establish grant programs, and confidentiality protections, relating to counseling and testing with respect to acquired immune deficiency syndrome; but came to no resolution thereon. Consideration of amendments is scheduled to resume on Friday, September 23.

Page 24946

Agreed To:

The Waxman amendment that encourages the use of new drugs for AIDS treatment and authorizes the Department of Health and Human Services to evaluate their effectiveness and expedite their use;

Page 24957

The Madigan amendment that replaces provisions for staffing of the Public Health Service with more general requirement that 780 new positions be added to the Service, without specific quantitative allotments of new personnel to specific Public Health Service agencies; and also requires that this requirement for expanded staffing expire on October 1, 1989; and

Page 24959

The Dannemeyer amendment, as amended by the Skelton amendment (agreed to by a recorded vote of 266 ayes to 137 noes, Roll No. 335), that requires States receiving grants for AIDS counseling and testing, test prisoners in categories of high risk to other inmates, such as those convicted of prostitution, sexual assault, or intravenous drug use, when entering prison and within 30 days prior to release (agreed to by a recorded vote of 397 yeas to 3 noes, Roll No. 336).

Page 24960

Rejected:

The Dannemeyer amendment that sought to provide for public health authorities to locate any individual who has tested positively for HIV infections (rejected by a recorded vote of 70 ayes to 327 noes, Roll No. 337);

Page 24965

The McCollum amendment that sought to require States, in order to receive a grant, to test all persons seeking a marriage license if the State's rate of AIDS infection is more than 0.1 percent (rejected by a recorded vote of 91 ayes to 304 noes, Roll No. 338); and

Page 24970

The Dannemeyer amendment that sought to require hospitals, in order to receive a grant, to routinely test patients for AIDS exposure if the hospital is located in a State where the incidents of AIDS infection is more than one-tenth of one percent (rejected by a recorded vote of 89 ayes to 302 noes, Roll No. 339).

Page 24974

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989.

Page 24979

Quorum Calls—Votes: Five yea-and-nay votes, seven recorded votes and one quorum call developed during the proceedings of the House today and appear on pages 24866, 24870, 24881, 24882, 24883, 24924, 24925, 24926, 24964, 24969, 24973, 24976.

Adjournment: Met at 10 a.m. and adjourned at 12:50 a.m.

Committee Meetings

COLONIAL WATER AND SEWAGE SERVICE ACT

Committee on Agriculture: Subcommittee on Conservation, Credit, and Rural Development held a hearing on Section 2 of H.R. 3524, Colonial Water and Sewage Service Act. Testimony was heard from Representative Ortiz; Vance L. Clark, Administrator, Farmers Home Administration, USDA; and a public witness.

LAND IN OKTIBBEHA COUNTY, MISSISSIPPI

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy approved for full Committee action, as amended, H.R. 4724, to direct the Secretary of Agriculture to release a reversionary interest of the United States in certain land located in Oktibbeha County, MS.

Prior to this action, the Subcommittee held a hearing on this measure. Testimony was heard from Representative Montgomery; Larry Henson, Assistant Deputy Chief, National Forest System, Forest Service, USDA.

PACKERS AND STOCKYARDS ACT AMENDMENTS

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing on H.R. 5086, to amend the Packers and Stockyards Act, 1921, to provide financial protection to egg producers and egg handlers. Testimony was heard from Representative Gekas; B.H. Jones, Administrator, Packers and Stockyards Administration, USDA; and public witnesses.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel concluded hearings on professional military education. Testimony was heard from William H. Taft, II, Deputy Secretary of Defense.

DEPARTMENT OF DEFENSE REORGANIZATION ACT

Committee on Armed Services: Subcommittee on Investigations held a hearing on the implementation of the military department of acquisition reorganizations required by Title V of the Goldwater-Nichols Department of Defense Reorganization Act of 1986 (Public Law 99–433). Testimony was heard from Bill

W. Thurman, Deputy Director, National Security and International Affairs Division, GAO.

B–1B'S ROLE IN THE SINGLE INTEGRATED OPERATIONAL PLAN

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems and the Subcommittee on Research and Development met in executive session to hold a joint briefing on the B–1B's role in the Single Integrated Operational Plan (SIOP). The Subcommittees were briefed by officials on the Department of Defense.

GENERAL CAPITAL INCREASE FOR THE WORLD BANK

Committee on Banking, Finance and Urban Affairs: Ordered reported, as amended, H.R. 4645, to provide for participation by the United States in a capital stock increase of the International Bank for Reconstruction and Development and a replenishment of the African Development Fund.

UNITED STATES-MEXICO BORDER REGIONAL DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development approved for full Committee action, as amended, H.R. 4606, United States-Mexico Border Regional Development Act of 1988.

LEAD-BASED PAINT POISONING ISSUES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on lead-based paint poisoning issues. Testimony was heard from Kenneth Beirne, Assistant Secretary, Policy Development and Research, Department of Housing and Urban Development; Susan Vogt, Acting Deputy Assistant Administrator, Office of Pesticides and Toxic Substances, EPA; from the following officials of the Department of Housing and Community Development, City of Baltimore, Maryland: Jim Keck, Deputy Commissioner, Property Services; and Jim McCabe, Assistant Director, City Builders; and public witnesses.

U.S. POLICY ON COMMERCIAL BANK LENDING TO THE SOVIET UNION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Finance, Trade and Monetary Policy held a hearing on Defining U.S. Policy on Commercial Bank Lending to the Soviet Union. Testimony was heard from Senator Bradley; Representatives Schumer, Kemp and Roth; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 5094, amended Depository Institions Act of 1988; S. 836, amended, to amend the Department of Energy Organization Act to authorize protective force personnel who guard the strategic petroleum reserve or its storage and related facilities to carry firearms while discharging their official duties and in certain instances to make arrests without warrant; to establish the offense of trespass on property of the strategic petroleum reserve; and H.R. 5232, Southwestern Low-Level Radioactive Waste Disposal Compact Consent Act.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Energy and Power continued oversight hearings on "The Energy Policy Implications of Global Warming". Testimony was heard from Donna Fitzpatrick, Under Secretary of Energy; Linda Fisher, Assistant Administrator, Policy, Planning and Evaluation, EPA; and John Gibbons, Director, Office of Technology Assessment.

SANCTIONS AGAINST IRAQI; COMMENDING SCIENCE AND TECHNOLOGY OFFICERS

Committee on Foreign Affairs: Ordered reported the following measures: H.R. 5337, amended, Sanctions against Iraqi Chemical Weapons Use Act; and H. Con. Res. 369, commending the Department of State's science and technology officers on their outstanding performance and to recognize the importance of their work to the Congress and the Nation.

ATROCITIES IN BURUNDI

Committee on Foreign Affairs: Subcommittee on Africa and the Subcommittee on Human Rights and International Organizations approved for full Committee action the introduction of a resolution concerning the United States response to the atrocities carried out in Burundi in August.

Prior to this action, the Subcommittees held a joint hearing on Recent Violence in Burundi: What Should Be the U.S. Response? Testimony was heard from Representative Gray of Pennsylvania; the following officials of the Department of State: Kenneth L. Brown, Deputy Assistant Secretary, Africa; and Kenneth W. Blakely, Deputy Assistant Secretary, Refugee Programs; Charles L. Gladson, Assistant Administrator, Africa, AID; and a public witness.

RECENT DEVELOPMENTS IN MALAYSIA AND SINGAPORE

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations concluded hearings on recent developments in Malaysia and Singapore (II). Testimony was heard from the following officials of the Department of State: Robert Farrand, Deputy Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs, and

Douglas Lambertson, Deputy Assistant Secretary, Bureau of East Asian and Pacific Affairs; and a public witness.

SURVEY OF FOREIGN INVESTMENT IN THE U.S.

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on Survey of Foreign Investment in the United States (I and II). Testimony was heard from Representative Bryant; Robert Ortner, Under Secretary, Economic Affairs, Department of Commerce; and public witnesses.

FOREIGN POLICY IMPLICATIONS OF TV–MARTI

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs and the Subcommittee on International Operations held a joint hearing on Foreign Policy Implications of TV–MARTI. Testimony was heard from public witnesses.

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources approved for full Committee action the following draft reports: " 'If This Is Tuesday, This Must Be Belgium': Waste and Abuse in Foreign Travel and Aircraft Usage and Ownership by the Corps of Engineers;" and "Low Input Farming Systems: Benefits and Barriers."

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Government Activities and Transportation approved for full Committee action the following draft reports: "GSA Small and Small Minority Business Subcontracting;" and "Allegations of Race and Sex Discrimination at Chicago O'Hare Air Traffic Control Facility."

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture approved for full Committee action the following draft reports: "Secrecy Breeds Suspicion: Farm Credit Administration's Selection of the Jackson Federal Land Bank Receiver;" and "The National Drug Policy Board: Fighting the War Without a Battle Plan."

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations approved for full Committee action the following draft reports: "Double Standards: A Review of Criminal Investigations at the Department of Education;" "AIDS Drugs: Where Are They?" and "FDA's Deficient Regulation of the New Drug Versed."

IMPROVING FEDERAL FINANCIAL MANAGEMENT; DRAFT REPORTS

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action the following draft reports: "Continuing Violations of the Truth in Negotiations Act and Estimating System Deficiencies Result in Excess Contractor Profits;" "The Inspector General Act of 1978: A 10-year Review;" "SSA's Computer Modernization Efforts Undermined by Corruption and Inept Management;" and "Legislation Needed to Curb Secrecy Contracts."

The Subcommittee also held a hearing on Improving Federal Financial Management. Testimony was heard from Representatives Gray of Pennsylvania, Craig and DioGuardi; Charles A. Bowsher, Comptroller General, GAO; Joseph R. Wright, Jr., Deputy Director, OMB; M. Peter McPherson, Deputy Secretary, Department of the Treasury; James L. Blum, Acting Director, CBO; Sherman M. Funk, Inspector General, Department of State; John W. Melchner, Inspector General, Department of Transportation; Frank DeGeorge, Inspector General, Department of Commerce; and a public witness.

MISCELLANEOUS MEASURES

Committee on House Adminstration: Ordered reported the following measures: H. Con. Res. 350, amended, authorizing the printing of a history of the Committee on Ways and Means; H. Con. Res. 361, amended, to print a revised editions of "Our Flag"; H. Con. Res. 368, authorizing printing of the booklet entitled "Women in Congress;" H. Con. Res. 367, authorizing printing of the booklet entitled "Black Americans in Congress;" and H. Res. 531, providing amounts from the contingent fund of the House for further expenses of investigations and studies by the Committee on Standards and Official Conduct in the 2d sess. of the 100th Congress.

The Committee also considered other pending business.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Procurement and Printing met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 4164, amended, Omnibus Oregon Wild and Scenic Rivers Act of 1988; S. 2018, amended, to expand the boundaries of the Congaree Swamp National Monument, to designate wilderness therein; S. 1693, amended, to amend the National Trails System Act to provide for a study of the Coronado Trail; S. 1259, to direct the Secretary of the Interior to permit access across certain Federal lands in the State of Arkansas; H.R. 5001, amended, to establish the Delaware Water Gap National Recreation Area Citizen Advisory Commission; and H.R. 4584, amended, to authorize the development of public outdoor recreation areas and facilities at Minidoka Dam in the State of Idaho.

INDIAN LEGISLATION

Committee on Interior and Insular Affairs: Held a hearing on the following measures: H.R. 5203, to declare that certain lands be held in trust for the Quinalult Indian Nation; and H. Con. Res. 331, to acknowledge the contribution of the Iroquois Confederacy of Nations to the development of the U.S. Constitution and to reaffirm the continuing Government-to-Government relationship between Indian tribes and the United States established in the Constitution. Testimony was heard from George M. Leonard, Associate Chief, Forest Service, USDA; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 5094, amended, Depository Institutions Act of 1988; H.R. 3914, amended, Commission on Racially Motivated Violence Act of 1988; H.R. 5225, Health Waste Anti-Dumping Act of 1988; and H.R. 1596, to amend title 28, United States Code, to create two divisions in the Judicial District of Maryland.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice approved for full Committee action the following: H.R. 4982, amended, Generic Animal Drug and Patent Term Restoration Act; and a clean bill to be introduced in lieu of H.R. 4156, Trademark Law Revision Act of 1988.

The Subcommittee also began markup of H.R. 4947, Video and Library Privacy Protection Act of 1988.

CHILD PROTECTION AND OBSCENITY ENFORCEMENT ACT

Committee on the Judiciary: Subcommittee on Crime began markup of H.R. 3889, Child Protection and Obscenity Enforcement Act of 1988.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law approved for full Committee action the following: a clean bill to be introduced in lieu of H.R. 3845, to amend the municipal bankruptcy law to provide for special revenue bonds; H.R. 5094, Depository Institutions Act of 1988; and a clean bill to be introduced in lieu of H.R. 4657, to amend title 11 of the United States Code with respect to the rejection of executory contracts licensing rights to intellectual property.

COLLECTION OF INTERSTATE SALES TAX

Committee on the Judiciary: On September 21, the Subcommittee on Monopolies and Commercial Law continued hearings on the following bills: H.R. 1242, Interstate Sales Tax Collection Act of 1987; H.R. 1891, Equity in Interstate Competition Act of 1987; and H.R. 3521, to authorize the several States and the District of Columbia to collect certain taxes with respect to sales of tangible personal property by nonresident persons who solicit such sales. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on the decline of waterfowl populations in the Mississippi flyway. Testimony was heard from Senator Boschwitz; Representatives Stangeland, Penny and Sikorski; Frank M. Dunkle, Director, U.S. Fish and Wildlife Service, Department of the Interior; Roger Holmes, Chief, Wildlife Section, Department of Natural Resources, State of Minnesota; Virginia Van Sickle, Secretary, Department of Wildlife and Fisheries, State of Louisiana; Kenneth B. Babcock, Assistant Director, Department of Conservation, State of Missouri; Vernon Bevill, Executive Director, Department of Wildlife Conservation, State of Mississippi; and public witnesses.

OVERSIGHT-DRUG TESTING OF MERCHANT SEAMEN

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a oversight hearing on the Administration's proposed rulemaking on drug testing of merchant seamen. Testimony was heard from B. Wayne Vance, General Counsel, Department of Transportation; James L. Kolstad, Acting Chairman, National Transportation Safety Board; Allan Adler, Legislative Counsel, ACLU; and other public witnesses.

TEXTILE AND APPAREL TRADE ACT

Committee on Rules: Granted a rule providing that upon its adoption the House is considered to have taken from the Speaker's table H.R. 1154, Textile and Apparel Trade Act of 1988, with the Senate amendments thereto, and to have concurred in the Senate amendments. Testimony was heard from Chairman Rostenkowski.

MISCELLANEOUS MEASURES

Committee on Science, Space and Technology: Subcommittee on Energy Research and Development approved for full Committee action, as amended, the following bills: H.R. 4226, Renewable Energy and Energy Conservation Commercialization and Development Act; and S. 2470, Steel Aluminum Energy Conservation and Technology Competitiveness Act of 1988.

IMPLEMENTATION OF THE COMPUTER SECURITY ACT

Committee on Science, Space and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on Implementation of the Computer Security Act of 1987 (P.L. 100–235). Testimony was heard from Jay Plager, Administrator, Office of Information and Regulatory Affairs, OMB; Raymond G. Kammer, Deputy Director, National Institute of Science and Technology, Department of Commerce; RAdm. W. O. Studeman, USN, Director, NSA; John Lafferty, Deputy Associate Director, Training and Investigations Group, OPM; Frank McDonough, Deputy Commissioner, Federal Information Resources Management, GSA; and Howard G. Rhile, Jr., Associate Director, Information Management and Technology Division, GAO.

EMPLOYEE HEALTH BENEFITS IMPROVEMENT ACT

Committee on Ways and Means: Subcommittee on Health held a hearing on H.R. 4951, Employee Health Benefits Improvements Act of 1988. Testimony was heard from Representative Pease; and public witnesses.

QUALITY OF SERVICES PROVIDED BY THE SSA

Committee on Ways and Means: Subcommittee on Social Security hearing on proposals to improve the quality of services provided by the SSA. Testimony was heard from Representatives Levin of Michigan and Clement; Michael Carozza, Deputy Commissioner, Policy and External Affairs, SSA, Department of Health and Human Services; and public witnesses.

CORRECT THE TARIFF RATE INVERSION ON CERTAIN IRON AND STEEL PIPE AND TUBE PRODUCTS

Committee on Ways and Means: Subcommittee on Trade held a hearing on the following bills: H.R. 1336, to correct the tariff rate inversion on certain iron and steel pipe and tube products; and H.R. 2419, to correct the tariff rate inversion on alloy iron and steel pipes and tubes. Testimony was heard from Judith Hippler Bello, General Counsel, Office of the U.S. Trade Representative; and public witnesses.

A DOMESTIC PRIORITY: OVERCOMING FAMILY POVERTY IN AMERICA

Select Committee on Children, Youth, and Families: Held a hearing on "Domestic Priority: Overcoming Family Poverty in America". Testimony was heard from public witnesses.

Joint Meetings

APPROPRIATIONS—AGRICULTURE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4784, appropriating funds for fiscal year 1989 for the Department of Agriculture, rural development, and related agencies, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Conferees continued, in closed evening session, to resolve the differences between the Senate- and House-passed versions of H.R. 4781, appropriating funds for fiscal year 1989 for the Department of Defense.

APPROPRIATIONS—FOREIGN OPERATIONS

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 4637, appropriating funds for fiscal year 1989 for foreign operations, export financing, and related programs.

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Friday, September 23, 1988

Senate

Chamber Action

Routine Proceedings, pages 25172–25262

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 2826–2828, and S.J. Res. 384.

Page 25235

Measures Reported: Reports were made as follows:

S. 1991, entitled the "Uranium Mill Tailings Remedial Action Amendments Act of 1987", with amendments. (S. Rept. No. 100–543)

S. 1480, to improve the integration of universities and private industry into the National Laboratory system of the Department of Energy in order to speed the development of technology in areas of significant economic potential, with an amendment in the nature of a substitute. (S. Rept. No. 100–544)

Page 25235

Measures Passed:

Enrollment Correction: Senate passed H. Con. Res. 351, to correct errors in the enrollment of S.

328, Prompt Payment Act Amendments of 1988, after agreeing to Sasser/Danforth Amendment No. 3281, to correct an omission.

Page 25216

Expenditures by the Committee on Environment and Public Works: Senate agreed to S. Res. 454, increasing the limitation on expenditures by the Committee on Environment and Public Works for the procurement of consultants with funds transferred from administrative expenses at no additional increase to authorized budget.

Page 25255

Use of U.S. Capitol Rotunda: Senate agreed to S. Con. Res. 137, to provide for the use of the Rotunda of the Capitol in honor of John F. Kennedy.

Page 25255

Committee on Energy and Natural Resources Printing Authorization: Senate passed S. Res. 472, authorizing the printing of background information relating to the Committee on Energy and Natural Resources.

Page 25255

Job Training Partnership Act: Senate passed H.R. 4857, to amend the Job Training Partnership Act to make a technical change, after agreeing to Dole (for Hatch) Amendment No. 3287, to establish an effective date for enactment.

Page 25255

National Sewing Month: Committee on the Judiciary was discharged from further consideration of H.J. Res. 580, to designate the Month of September 1988 as "National Sewing Month", and the resolution was then passed.

Page 25256

Coastweeks '88: Committee on the Judiciary was discharged from further consideration of S.J. Res. 369, to designate the period of September 17 through October 10, 1988, as "Coastweeks '88", and the resolution was then passed.

Page 25256

National Commission on the Thrift Industry: Senate passed S. 2653, to establish a National Commission on the Thrift Industry, after agreeing to committee amendments, and a Dole (for Garn/Proxmire) Amendment No. 3288, to include the Federal Deposit Insurance Corporation within the scope of the Commission Study.

Page 25256

Minimum Wage Restoration Act of 1988: Senate continued consideration of S. 837, to amend the Fair Labor Standards Act of 1938, to restore the minimum wage to a fair and equitable rate, with a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Page 25189

Pending:

(1) Hatch Amendment No. 3040, to provide for a new hire wage.

(2) Kennedy Modified Amendment No. 3041 (to Amendment No. 3040), of a perfecting nature.

Page 25189

By 56 yeas to 35 nays (Vote No. 336), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the committee substitute for the bill.

Page 25194

Senate will continue consideration of the bill and amendments proposed thereto, on Monday, September 26.

Prompt Payment Act Amendments of 1988: Senate concurred in the amendment of the House to S. 328, to amend chapter 39, United States Code, to require the Federal Government to pay interest on overdue payments, after taking action on the following amendment proposed thereto:

Page 25203

Rejected:

Grassley/Armstrong Amendment No. 3280, to establish a Presidential Advisory Panel for Coordination of Government Debt Collection and Delinquency Prevention Activities. (By 54 yeas to 33 nays (Vote No. 337), Senate tabled the amendment.)

Page 25210

Judiciary Office Building Development Act: Senate concurred in the amendment of the House to S. 1934, to authorize the Architect of the Capitol to contract for the design and construction of a building adjacent to Union Station in the District of Columbia to house agencies offices in the judicial branch of the United States.

Page 25217

Commemorating the Bicentennial of the French Revolution and the Declaration of the Rights of Man and of the Citizen: Senate concurred in the amendments of the House to S.J. Res. 317, commemorating the bicentennial of the French Revolution and the Declaration of the Rights of Man and of the Citizen.

Page 25256

Nominations Confirmed: Senate confirmed the following nominations:

Richard H. Headlee, of Michigan, to be a Member of the Federal Retirement Thrift Investment Board.

Roger W. Mehle, of New York, to be a Member of the Federal Retirement Thrift Investment Board.

Joy Cherian, of Maryland, to be a Member of the Equal Employment Opportunity Commission.

Charles L. Hosler, Jr., of Pennsylvania, to be a Member of the National Science Board, National Science Foundation.

Roland W. Schmitt, of New York, to be a Member of the National Science Board, National Science Foundation.

Hillel Fradkin, of Wisconsin, to be a Member of the National Council on the Humanities.

Donald Kagan, of Connecticut, to be a Member of the National Council on the Humanities.

Leslee Kathryn Alexander, of Tennessee, to be a Member of the Board of Directors of the Corporation for Public Broadcasting.

R. Kent Burton, of Virginia, to be Assistant Secretary of Commerce for Oceans and Atmosphere.

Thomas C. Griscom, of Tennessee, to be a Member of the Board of Directors of the Communications Satellite Corporation until the date of the annual meeting of the Corporation in 1991.

Routine lists of Coast Guard nominations.

Page 25262

Messages From the House: **Page 25234**

Measures Referred: **Page 25235**

Measures Ordered Placed on Calendar: **Page 25235**

Statements on Introduced Bills: **Page 25235**

Amendments Submitted: **Page 25239**

Additional Cosponsors: **Page 25238**

Notices of Hearings: **Page 25243**

Additional Statements: **Page 25243**

Record Votes: Two record votes were taken today. (Total—337)

Pages 25194, 25216

Adjournment: Senate convened at 9:30 a.m., and adjourned at 5:12 p.m., until 12 noon, on Monday, September 26. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 25261.)

Committee Meetings

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Ken Kramer, of Colorado, to be Assistant Secretary of the Army for Financial Management, after the nominee, who was introduced by Senators Wirth and Armstrong, testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered the following business items favorably reported:

H.R. 791, to provide for the protection of groundwater through State standards, planning, and research activities, with an amendment in the nature of a substitute;

S. 2384, to authorize funds for fiscal years 1989, 1990, and 1991 for programs of the Atlantic Striped Bass Conservation Act, with an amendment;

H.R. 4030, to strengthen certain fish and wildlife laws, with amendments;

S. Res. 412, to express the sense of the Senate regarding the use of biodegradable plastic products;

H.R. 4365, to designate the Sunderland National Salmon Station located in Sunderland, Massachusetts, as the "Richard Cronin National Salmon Station";

An original concurrent resolution to express the sense of Congress that the historic preservation and commercial development of a self-sustaining Union Station will provide historic benefit to Washington, DC and the nation;

An original bill to authorize the completion of two facades of the Internal Revenue Service Building;

H.R. 4410, to designate the Federal building at Spring and High Streets in Columbus, Ohio, as the "John W. Bricker Building"; and

An original bill to designate the U.S. Courthouse in Rutland, Vermont, as the "Robert T. Stafford U.S. Courthouse and Post Office."

WAR POWERS

Committee on Foreign Relations: Special Subcommittee on War Powers resumed hearings to review the War Powers Resolution of 1973 (P.L. 93–148), receiving testimony from Frank C. Carlucci III, Secretary of Defense; Admiral William J. Crowe, Jr., USN, Chairman, Joint Chiefs of Staff; James Bond, University of Puget Sound School of Law, Tacoma, Washington; William Goldsmith, Brandeis University, Providence, Rhode Island; and Louis Henkin, Columbia University School of Law, New York, New York.

Hearings continue on Thursday, September 29.

House of Representatives

Chamber Action

Bills Introduced: 32 public bills, H.R. 5346–5377; and 5 resolutions, H.J. Res. 662 and 663, H. Con. Res. 372, and H. Res. 543 and 544 were introduced.

Page 25169

Bills Reported: Reports were filed as follows:

H. Res. 531, providing amounts from the contingent fund of the House for further expenses of investigations and studies by the Committee on Standards of Official Conduct in the second session of the One Hundredth Congress (H. Rept. 100–958);

H.R. 3544, to increase the size of the Big Thicket National Preserve in the State of Texas by adding the Village Creek Corridor unit, the Big Sandy Corridor unit, and the Canyonlands unit, amended (H. Rept. 100–959);

H.R. 3614, to amend the Wild and Scenic Rivers Act to designate a section of the Columbia River in Washington State as a study area for inclusion in the National Wild and Scenic Rivers System, amended (H. Rept. 100–960);

H.R. 4146, to designate wilderness within Olympic National Park, Mount Rainier National Park, and North Cascades National Park Complex in the State of Washington, amended (H. Rept. 100–961);

H.R. 3343, to amend the Consumer Product Safety Act and related laws to improve the performance of the Consumer Product Safety Commission, and to authorize appropriations for that Act, amended (H. Rept. 100–962);

H.R. 5288, to amend title 38, United States Code, to provide an improved system of review of decisions of the Veterans' Administration with respect to claims for veterans' benefits, amended (H. Rept. 100–963);

H.R. 5221, to amend title 38, United States Code, with respect to the housing loan program carried out under chapter 37 of such title, amended (H. Rept. 100–964);

H. Con. Res. 322, recognizing the loyalty and dedication of the American and Panamanian employees of the Panama Canal Commission during the current political unrest in the Republic of Panama, and resolving to protect their personal safety and the integrity of their homes and workplaces, amended (H. Rept. 100–965);

H.R. 4558, to transfer administration of bridges and causeways over navigable waters from the Secretary of Transportation to the Secretary of the Army, amended (H. Rept. 100–966);

H.R. 4557, to direct the Secretary of the department in which the Coast Guard is operating to require alerting and locating equipment, including emergency position indicating radio beacons, on United States uninspected vessels, amended (H. Rept. 100–967);

H.R. 4919, to approve the governing international fishery agreement between the United States and the Union of Soviet Socialist Republics, amended (H. Rept. 100–968);

H.R. 5287, to establish the Panama Canal Commission Compensation Fund to provide for the accumulation of funds to meet the Panama Canal Commission's obligations under chapter 81 of title 5, United States Code, amended (H. Rept. 100–969);

H.R. 4189, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 for fiscal years 1989 through 1993, amended (H. Rept. 100–970);

H.R. 4272, to enlarge the San Francisco Bay National Wildlife Refuge, amended (H. Rept. 100–971);

H.R. 4982, to amend the Federal Food, Drug, and Cosmetic Act to authorize abbreviated new animal drug applications and to amend title 35, United States Code, to authorize the extension of the patents for animal drug products (H. Rept. 100–972);

H.R. 1596, to amend title 28, United States Code, to create two divisions in the Judicial District of Maryland (H. Rept. 100–973);

H.R. 4584, to authorize the development of public outdoor recreation areas and facilities at Minidoka Dam in the State of Idaho, amended (H. Rept. 100–974);

H.R. 5001, to establish the Delaware Water Gap National Recreation Area Citizen Advisory Commission, amended (H. Rept. 100–975);

S. 1259, to direct the Secretary of the Interior to permit access across certain Federal lands in the State of Arkansas (H. Rept. 100–976);

S. 2018, to expand the boundaries of the Congaree Swamp National Monument, to designate wilderness therein, amended (H. Rept. 100–977); and

H.R. 5056, to authorize agricultural research programs, and improve the operations of the National Agricultural Library, amended (H. Rept. 100–978).

Page 25168

Committee Election: House agreed to H. Res. 543, electing Representative Emerson to the Committee on Public Works and Transportation.

Page 25069

Earlier, read and accepted a letter from Representative Emerson wherein he resigns as a member of the Committee on Interior and Insular Affairs.

Page 25069

Defense Authorization: By a yea-and-nay vote of 233 yeas to 158 nays, Roll No. 340, the House agreed to the Derrick motion to table the Rowland of Connecticut motion to discharge the Committee on Armed Services from further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989.

Page 25075

Textile and Apparel Trade: By a yea-and-nay vote of 248 yeas to 150 nays, Roll No. 341, the House agreed to H. Res. 540, providing for agreeing to the Senate amendment to H.R. 1154, to remedy injury to the United States textile and apparel industries caused by increased imports—clearing H.R. 1154 for the President.

Page 25075

Privileges of the House: House agreed to H. Res. 544, returning to the Senate S. 2662, to remedy injury to the United States textile and apparel industries caused by increased imports.

Page 25094

Late Reports: Conferees received permission to have until midnight Sunday, September 25, to file conference reports on H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1989; and H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989.

Page 25094

AIDS Policy Act: By a yea-and-nay vote of 367 yeas to 13 nays, Roll No. 344, the House passed H.R. 5142, to amend the Public Health Service Act to establish grant programs, and confidentiality protections, relating to counseling and testing with respect to acquired immune deficiency syndrome, and to amend such Act with respect to research programs relating to such syndrome.

Page 25096

Rejected the McCollum motion to recommit the bill to the Committee on Energy and Commerce with instructions to report it back forthwith containing an amendment to require States, in order to receive grants, to require physicians and counselors to notify spouses of infected individuals (rejected by a yea-and-nay vote of 105 yeas to 279 nays, Roll No. 343).

Page 25105

Agreed To:

The Pelosi amendment, as modified, that provides grants for the establishment of projects to develop model protocols for the clinical care of individuals with the etiologic agent for AIDS (agreed to by a recorded vote of 322 ayes to 60 noes, Roll No. 342);

Page 25096

The Pelosi amendment, as modified, that provides grants for the development, establishment, or expansion of programs to provide counseling and mental health treatment to individuals with positive test results;

Page 25099

The Coats amendment that requires States, in order to receive grants, to make informational material on AIDS available to applicants for marriage licenses; and

Page 25101

The Coats amendment that requires States, in order to receive grants, to provide any or all information on the AIDS virus, updated every six months, to all physicians and dentists in the State.

Page 25101

Subsequently, this passage was vacated and S. 1220, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House-passed bill. Agreed to amend the title of the Senate bill.

Page 25108

House then insisted on its amendments to S. 1220, and asked a conference

Page 25121

The Clerk was authorized to correct section numbers, cross references, punctuation, and indentations, and to make other necessary technical and conforming changes in the engrossment of the House amendments to S. 1220.

Page 25108

Late Report: Conferees received permission to have until midnight Sunday, September 25, to file a conference report on H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989.

Page 25121

Alternative Motor Fuels: House agreed to the conference report on S. 1518, to amend the Motor Vehicle Information and Cost Savings Act to provide for the appropriate treatment of methanol and ethanol—clearing the measure for the President.

Page 25121

Regulatory Fairness: House cleared for the President H.R. 2858, to provide for refunds pursuant to rate decreases under the Federal Power Act; by agreeing to the Senate amendment thereto.

Page 25127

Natural Gas Uniform Regulatory Jurisdiction: House cleared for the President H.R. 2884, to assure uniformity in the exercise of regulatory jurisdiction pertaining to the transportation of natural gas and to clarify that the local transportation of natural gas by a distribution company is a matter within State jurisdiction and subject to regulation by State commissions; by agreeing to the Senate amendment thereto.

Page 25129

Late Report: Committee on Agriculture received permission to have until midnight tonight to file a report on H.R. 5056, to authorize agricultural research programs, and to improve the operations of the National Agricultural Library.

Page 25130

Railroad Drug Abuse Prevention: The Clerk was authorized to correct the text of H.R. 4748, to amend the Federal Railroad Safety Act of 1970 to provide for drug and alcohol testing for railroad employees, passed on September 20.

Page 25130

Mineral Resources Research: House agreed, with an amendment, to the Senate amendment to H.R. 3977, to authorize appropriations for the Mining and Mineral Resources Research Institute Act for fiscal years 1990 through 1993—returning the measure to the Senate.

Page 25132

Printing: House agreed to the following resolutions authorizing printing:

H. Con. Res. 350, authorizing the printing of a history of the Committee on Ways and Means. Agreed to the Jones of Tennessee amendment in the nature of a substitute;

Page 25134

H. Con. Res. 361, to print a revised edition of "Our Flag". Agreed to the Jones of Tennessee amendment in the nature of a substitute; and agreed to amend the title;

Page 25134

H. Con. Res. 367, authorizing printing of the booklet entitled "Black Americans in Congress"; and

Page 25134

H. Con. Res. 368, authorizing printing of the booklet entitled "Women in Congress".

Page 25135

Rotunda Inaugural Use: House agreed to S. Con. Res. 141, authorizing the rotunda of the United States Capitol to be used on January 20, 1989, in connection with the proceedings and ceremonies for the inauguration of the President-elect and the Vice President-elect of the United States—clearing the measure.

Page 25135

Mahatma Gandhi Memorial: House passed H.R. 3455, to authorize the Indian American Forum for Political Education to establish a memorial to Mahatma Gandhi in the District of Columbia.

Page 25135

Agreed to the Oakar amendment in the nature of a substitute.

Page 25137

Agreed to amend the title.

Page 25137

Vietnam Women's Memorial: House passed S. 2042, to authorize the Vietnam Women's Memorial Project, Inc., to construct a statue of the Vietnam Veterans Memorial in honor and recognition of the women of the United States who served in the Vietnam conflict.

Page 25137

Agreed to the Oakar amendment in the nature of a substitute.

Page 25142

Agreed to amend the title.

Page 25142

American Indian Heritage Week: House passed and cleared for the President S.J. Res. 322, to designate the week of September 23–30, 1988, as "National American Indian Heritage Week".

Page 25143

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 25167

Quorum Calls—Votes: Four yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 25074, 25091, 25098, 25107, 25108. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 6:15 p.m.

Committee Meetings

REGISTRATION OF CONSULTANTS

Committee on Armed Services: Acquisition Policy Panel held a hearing on the registration of consultants. Testimony was heard from Senators Pryor and Warner; Dennis Trosch, Assistant General Counsel, Department of Defense; and public witnesses.

MEDICAL PRACTICE GUIDELINES

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the development and use of medical practice guidelines in assuring quality care. Testimony was heard from Dr. William L. Roper, Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action the following bills: H.R. 2848, amended, Satellite Home Viewer Copyright Act of 1988; and H.R. 4992, to expand our national telecommunications system for the benefit of the hearing and speech-impaired populations.

Prior to this action, the Subcommittee held a hearing on H.R. 2848. Testimony was heard from public witnesses.

BANGLADESH DISASTER ASSISTANCE; HUMANITARIAN TREATMENT OF SOUTHEAST ASIAN REFUGEES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs approved for full Committee action the following: the Bangladesh Disaster Assistance Act of 1988; and H. Con. Res. 303, amended, commending humanitarian treatment of Southeast Asian refugees and urging further measures to ensure humanitarian treatment of the refugees.

Prior to this action, the Subcommittee held a hearing on Disaster Relief for Bangladesh. Testimony was heard from Jay Morris, Deputy Director, AID; Howard Schaffer, Deputy Assistant Secretary, Near East and South Asian Affairs, Department of State; and a public witness.

RECENT DEVELOPMENTS IN THE U.N.

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on International Operations held a joint hearing on Recent Developments in the United Nations. Testimony was heard from Richard S. Williamson, Assistant Secretary, Bureau of Internatonal Organization Affairs, Department of State.

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs approved for full Committee action the following draft reports: "Implementation, by IRS, of a Document Matching Program for Income Paid to Business Taxpayers Should Produce Billions of Additional Dollars of Tax Revenue"; "Problems With the SEC's Enforcement of U.S. Securities Laws in Cases Involving Suspicious Trades Originating From Abroad;" and "Combating Fraud, Abuse, and Misconduct in the Nation's Financial Institutions; Current Federal Efforts Are Inadequate."

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime continued oversight hearings on illegal trafficking of firearms and drugs. Testimony was heard from a public witness.

Hearings continue September 28.

IMPLICATIONS OF LICENSING

Committee on Science, Space, and Technology: Held a hearing on Implications of Licensing Decision on Long March Rocket. Testimony was heard from Eugene McAllister, Assistant Secretary, Economic and Business Affairs, Department of State; Karl D. Jackson, Deputy Assistant Secretary (East Asian and Public Affairs), Department of Defense; and public witnesses.

U.S.-SOVIET ECONOMIC RELATIONS

Committee on Small Business: Held a hearing on U.S.-Soviet Economic Relations with Emphasis on American Small Business. Testimony was heard from Louie Laun, Assistant Secretary, Economic Affairs, United States International Trade Administration; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

SANCTIONS AGAINST IRAQI CHEMICAL WEAPONS USE ACT

Committee on Ways and Means: Ordered reported, as amended, H.R. 5337, Sanctions Against Iraqi Chemical Weapons Use Act.

Joint Meetings

APPROPRIATIONS—COMMERCE/JUSTICE/STATE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4782, appropriating funds for fiscal year 1989 for the Departments of Commerce, Justice, State, the Judiciary, and related agencies.

APPROPRIATIONS—DEFENSE

Conferees continued, in closed evening session, to resolve the differences between the Senate- and House-passed versions of H.R. 4781, appropriating funds for fiscal year 1989 for the Department of Defense.

APPROPRIATIONS—AGRICULTURE

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4784, appropriating funds for fiscal year 1989 for the Department of Agriculture, rural development, and related agencies, but did not complete action thereon, and will meet again on Monday, September 26.

♦♦♦♦♦♦♦♦♦♦♦

Monday, September 26, 1988

Senate

Chamber Action

Routine Proceedings, pages 25281–25361

Measures Introduced: Four bills and one resolution were introduced, as follows: S. 2829–2832, and S.J. Res. 385.

Page 25325

Measures Reported: Reports were made as follows:

S. 1305, to settle certain claims arising out of activities on the Pine Ridge Indian Reservation, with amendments. (S. Rept. No. 100–548)

H.R. 2839, to correct historical and geographical oversights in the establishment and development of the Utah component of the Confederated Tribes of the Goshute Reservation, to unify the land base of the Goshute Reservation, to simplify the boundaries of the Goshute Reservation, and for other purposes, with amendments. (S. Rept. No. 100–549)

H.R. 4505, to authorize appropriations to the Department of Energy for civilian research and development programs for fiscal year 1989, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 100–550)

S. 2086, to establish a trust fund using civil penalties collected under the Occupational Health and

Safety Act of 1970 to compensate victims of the collapse of the L'Ambiance Plaza in Bridgeport, Connecticut. (S. Rept. No. 100–551)

S. 2229, to amend the Public Health Service Act to reauthorize programs concerning health research and teaching facilities, and training of professional health personnel under title VII of such Act, with an amendment in the nature of a substitute. (S. Rept. No. 100–552)

H.R. 4410, to designate the Federal Building at Spring and High Streets in Columbus, Ohio, as the "John W. Bricker Building".

Page 25325

Parental and Medical Leave Act: Senate began consideration of S. 2488, to grant employees parental and temporary medical leave under certain circumstances, with committee amendments.

Pages 25300, 25315

Senate will continue consideration of the bill and amendments proposed thereto, on Tuesday, September 27.

Measure Returned to Calendar:

Minimum Wage Restoration Act of 1988: S. 837, to amend the Fair Labor Standards Act of 1938, to restore the minimum wage to a fair and equitable rate.

Pages 25290, 25299, 25305

Nominations received: Senate received the following nominations:

Lew W. Cramer, of California, to be Assistant Secretary of Commerce and Director General of the United States and Foreign Commercial Service.

1 Marine Corp nomination in the rank of general.

7 Navy nominations in the rank of admiral.

4 Air Force nominations in the rank of general.

1 Army nomination in the rank of general.

Page 25360

Messages From the House: **Page 25324**

Measures Referred: **Page 25324**

Measures Ordered Placed on Calendar: **Page 25324**

Statements on Introduced Bills: **Page 25325**

Amendments Submitted: **Page 25331**

Additional Cosponsors: **Page 25330**

Authority for Committees: **Page 25332**

Notices of Hearings: **Page 25331**

Additional Statements: **Page 25332**

Recess: Senate convened at 12 noon, and recessed at 6:52 p.m., until 10 a.m., on Tuesday, September 27. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 25357.)

Committee Meetings

SOLID WASTE DISPOSAL

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances concluded hearings on S. 2773, to authorize funds through fiscal year 1992 for solid waste disposal, after receiving testimony from Jane Bloom, Natural Resources Council, New York, New York; Nelson Slavik, American Hospital Association, South Bend, Indiana; Jim Petros, Chemical Manufacturers Association, Danbury, Connecticut; Marcia Williams, Browning Ferris Industries, William O'Keefe, American Petroleum Institute, Richard Denison, Environmental Defense Fund, and Catharine DeLacy, National Environmental Development Association, all of Washington, DC; and David Boltz, American Iron and Steel Institute, Baltimore, Maryland.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 5378–5390; and 6 resolutions, H.J. Res. 664, H. Con. Res. 373 and 374, and H. Res. 545–547 were introduced.

Page 25596

Reports Filed: Reports were filed as follows:

Conference report on H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1989 (H. Rept. 100–979, filed on September 25);

S. 836, to amend the Department of Energy Organization Act to authorize protective force personnel who guard the strategic petroleum reserve or its storage and related facilities to carry firearms while discharging their official duties and in certain instances to make arrests without warrant; and to establish the offense of trespass on property of the strategic petroleum reserve, amended (H. Rept. 100–980);

H.R. 5337, to provide for the imposition of sanctions on Iraq, amended (H. Rept. 100–981);

H. Res. 545, waiving certain points of order against the conference report on H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary and Related Agencies for the fiscal year ending September 30, 1989 (H. Rept. 100–982); and

Conference report on H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989 (H. Rept. 100–983).

Page 25596

AIDS Policy Act: The Speaker appointed the following conferees in the conference on S. 1220, to amend the Public Health Service Act to provide for a comprehensive program of education, information, risk reduction, training, prevention, treatment, care, and research concerning acquired immunodeficiency syndrome:

From the Committee on Energy and Commerce, for consideration of the Senate bill and the House amendments, and modifications committed to conference: Representatives Dingell, Waxman, Wyden, Lent, and Madigan.

From the Committee on Veterans' Affairs, for consideration of title III of the House amendments, and modification committed to conference: Representatives Montgomery, Edwards of California, Rowland of Georgia, Solomon, and Hammerschmidt.

Page 25363

Suspensions: House voted to suspend the rules and pass the following measures:

Veterans' home loan mortgage indemnity: H.R. 5221, amended, to amend title 38, United States Code, with respect to the housing loan program carried out under chapter 37 of such title;

Page 25365

Southwestern radioactive waste: H.R. 5232, to grant the consent of the Congress to the Southwestern Low-Level Radioactive Waste Disposal Compact;

Page 25381

Minidoka Dam development: H.R. 4584, amended, to authorize the development of public outdoor recreation areas and facilities at Minidoka Dam in the State of Idaho;

Page 25385

Washington State wilderness area: H.R. 4146, amended, to designate wilderness within Olympic National Park, Mount Ranier National Park, and North Cascades National Park Complex in the State of Washington;

Page 25386

Columbia River scenic designation: H.R. 3614, amended, to amend the Wild and Scenic Rivers Act to designate a section of the Columbia River in Washington State as a study area for inclusion in the National Wild and Scenic Rivers System. Agreed to amend the title;

Page 25391

Big Thicket Preserve additions: H.R. 3544, amended, to increase the size of the Big Thicket National Preserve in the State of Texas by adding the Village Creek Corridor unit, the Big Sandy Corridor unit, and the Canyonlands unit;

Page 25393

Arkansas Federal lands access: S. 1259, to direct the Secretary of the Interior to permit access across certain Federal lands in the State of Arkansas—clearing the measure for the President;

Page 25395

Delaware Water Gap Commission: H.R. 5001, amended, to establish the Delaware Water Gap National Recreation Area Citizen Advisory Commission;

Page 25395

Congaree Swamp National Monument: S. 2018, amended, to expand the boundaries of the Congaree Swamp National Monument, and to designate wilderness therein;

Page 25397

Coronado Trail study: S. 1623, amended, to amend the National Trails System Act to provide for a study of the Coronado Trail;

Page 25400

Handicapped Education amendments: H.R. 5334, amended, to make certain technical and conforming amendments to the Education of the Handicapped Act and the Rehabilitation Act of 1973;

Page 25429

Railroad service assistance: H.R. 4547, amended, to amend the Department of Transportation Act to reauthorize local rail service assistance;

Page 25438

Agricultural research: H.R. 5056, amended, to authorize agricultural research programs, and improve the operations of the National Agricultural Library;

Page 25441

Federal crop insurance commission: H.R. 5325, to establish a commission to review and make recommendations for the improvement of the Federal crop insurance program;

Page 25446

San Francisco Bay refuge: H.R. 4272, amended, to enlarge the San Francisco Bay National Wildlife Refuge. Agreed to amend the title;

Page 25463

Marine mammal protection: H.R. 4189, amended, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 for fiscal years 1989 through 1993;

Page 25465

U.S.-Soviet fishing agreement: H.R. 4919, amended, to approve the governing international fishing agreement between the United States and the Soviet Union. Agreed to amend the title;

Page 25474

Panama Canal employees commendation: H. Con. Res. 322, amended, recognizing the loyalty and dedication of the American and Panamanian employees of the Panama Canal Commission during the current political unrest in the Republic of Panama, and resolving to protect their personal safety and the integrity of their homes and workplaces. Agreed to amend the title and the preamble;

Page 25487

Panama Canal Commission Fund: H.R. 5287, amended, to establish the Panama Canal Commission Compensation Fund to provide for the accumulation of funds to meet the Panama Canal Commission's obligations under chapter 81 of title 5, United States Code;

Page 25489

Uninspected vessel alerting equipment: H.R. 4557, amended, to direct the Secretary of the department in which the Coast Guard is operating to require alerting and locating equipment, including emergency position indicating radio beacons, on United States uninspected vessels. Agreed to amend the title;

Page 25491

Marine protection and sanctuary: H.R. 4209, to authorize appropriations to carry out title I of the Marine Protection, Research, and Sanctuaries Act of 1972 during fiscal years 1989, 1990, and 1991;

Page 25492

White House Fellows donations: H.R. 4529, amended, extending permission for the President's Commission on White House Fellows to accept certain donations;

Page 25494

Asian American/Pacific Islanders censuses: H.R. 4432, amended, to amend title 13, United States Code, to require certain detailed tabulations relating to Asian Americans and Pacific Islanders in the decennial censuses of population;

Page 25495

Housing data censuses: H.R. 4550, amended, to amend title 13, United States Code, to improve the administration of decennial censuses of population;

Page 25499

Hotel/motel fire safety: H.R. 3704, amended, to amend the Federal Fire Prevention and Control Act of 1974 to direct the Director of the Federal Emergency Management Agency, acting through the Administrator of the United States Fire Administration, to propose and promulgate a model code and guidelines governing the use and installation of automatic sprinkler systems in places of public accommodation affecting commerce. Agreed to amend the title;

Page 25549

State Department science officers: H. Con. Res. 369, to commend the Department of State's Science and Technology Officers on their outstanding performance and to recognize the importance of their work to the Congress and the Nation;

Page 25565

Judicial district of Maryland: H.R. 1526, to amend title 28, United States Code, to create two divisions in the Judicial District of Maryland; and

Page 25576

Health Anti-Dumping Act: H.R. 5225, to amend title 18, United States Code, to provide penalties for the dumping of hospital wastes in the high seas.

25579

Endangered Species Act: House voted to suspend the rules and pass the conference report on H.R. 1467, to authorize appropriations to carry out the Endangered Species Act of 1973 during fiscal years 1988, 1989, 1990, 1991, and 1992—clearing the measure for the President.

Subsequently, the House agreed to H. Con. Res. 373, correcting technical errors in the enrollment of H.R. 1467.

Page 25477

Fire Prevention Amendments: House voted to suspend the rules and concur in the Senate amendment to H.R. 4419, to authorize appropriations for activities under the Federal Fire Prevention and Control Act of 1974—clearing the measure for the President.

Page 25565

Suspensions—Votes Proposed: House completed all debate on motions to suspend the rules and pass the following, on which votes were postponed until Tuesday, September 27:

Indian gaming regulations: S. 555, to regulate gaming on Indian lands;

Page 25369

National Science Foundation authorization: H. Res. 547, providing for agreeing to the Senate amendments to H.R. 4418, to authorize appropriations for the National Science Foundation for fiscal years 1989 and 1990, with an amendment; and

Page 25553

Sanctions on Iraq: H.R. 5337, to provide for the imposition of sanctions on Iraq.

Page 25567

Late Report: Objection was heard to a unanimous-consent request that conferees be permitted to have until midnight tonight to file a conference report on H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989.

Page 25487

Defense Authorization: House agreed to the Dymally motion to table the Weldon motion to discharge the Committee on Armed Services from the further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989 (agreed to by a yea-and-nay vote of 198 yeas to 145 nays, Roll No. 345).

Page 25500

National Bureau of Standards Authorization: House passed H.R. 4417, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1989.

Page 25501

Agreed to the amendment in the nature of a substitute (text of H.R. 5143).

Page 25513

Agreed To:

The Roe technical amendments;

Page 25507

The Walgren amendment that prohibits privatization of the functions of the National Technical Information Service (agreed to by a recorded vote of 219 ayes to 116 noes, Roll No. 346); and

Page 25509

The Dymally amendment that established an international standards program to provide assistance to other countries wishing to make their nation's standards comparable to the United States.

Page 25511

H. Res. 522, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 25501

Sound Recording Rentals: House passed S. 2201, to make certain record rental provisions in title 17, United States Code, the Copyright Act, permanent.

Page 25582

Agreed to the Kastenmeier amendment in the nature of a substitute.

Page 25582

Agreed to amend the title.

Page 25582

Quorum Calls—Votes: One yea-and-nay and one recorded vote developed during the proceedings of the House today and appear on pages 25500 and 25510. There were no quorum calls.

Adjournment: Met at noon and adjourned at 9:43 p.m.

Committee Meetings

CHILD PROTECTION AND OBSCENITY ENFORCEMENT ACT

Committee on the Judiciary: Subcommittee on Crime continued markup of H.R. 3889, Child Protection and Obscenity Enforcement Act of 1988.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on shellfish bed closures and shellfish contamination. Testimony was heard from the following officials of NOAA, Department of Commerce: Charles N. Ehler, Director, Office of Oceanography and Marine Assessment, National Ocean Service; and E. Spencer Garrett, National Seafood Inspection Office, National Marine Fisheries Service; Robert C. Wetherell, Chief, Northeast Technical Services Units, Center for Food Safety and Applied Nutrition, FDA, Department of Health and Human Services; Mike Hickey, Chief Shellfish Biologist, Division of Marine Fisheries, State of Massachusetts; and public witnesses.

CONFERENCE REPORT—COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Rules: Granted a rule waiving certain points of order against the conference report on H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary and Related Agencies for the fiscal year ending September 30, 1989.

LONG-TERM CARE INSURANCE

Committee on Ways and Means: Subcommittee on Health held a hearing on long-term care for medicare elderly and disabled beneficiaries. Testimony was heard from Dr. T. Franklin Williams, Director, National Institute on Aging, NIH, Department of Health and Human Services; Kevin J. Mahoney, Principal Investigator, Long-Term Care/Medicaid Program, State of Connecticut; and public witnesses.

Joint Meetings

APPROPRIATIONS—DEFENSE

Conferees continued in closed evening session to resolve the differences between the Senate- and House-passed versions of H.R. 4781, appropriating funds for fiscal year 1989 for the Department of Defense.

APPROPRIATIONS—AGRICULTURE

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 4784, appropriating funds for fiscal year 1989 for the Department of Agriculture, rural development, and related agencies.

◆◆◆◆◆◆◆◆◆◆◆

Tuesday, September 27, 1988

Senate

Chamber Action

Routine Proceedings, pages 25618–25718

Measures Introduced: Nine bills and two resolutions were introduced, as follows: S. 2833–2841, S.J. Res. 386, and S. Con. Res. 144. **Page 25686**

Measures Reported: Reports were made as follows:

S. 2352, to provide for the transfer of certain lands in the State of Arizona, and for other purposes with an amendment in the nature of a substitute. (S. Rept. No. 100–553)

S. 2204, to implement the Inter-American Convention on International Commercial Arbitration, with an amendment.

H.J. Res. 648, to encourage increased international cooperation to protect biological diversity.

S. Res. 475, urging the Polish Government to recognize the independent trade union Solidarity as a legal entity.

S. Con. Res. 140, calling for the restoration of democracy in Panama and pledging economic assistance.

S. 2840, to provide for the designation and conservation of certain lands in the States of Arizona and Idaho, and for other purposes.

H. Con. Res. 357, expressing the sense of the Congress regarding the reopening of Washington Union Station.

Page 25685

Measures Passed:

Enrollment Correction: Senate agreed to S. Con. Res. 144, correcting the enrollment of S.J. Res. 317, commemorating the bicentennial of the French Revolution and the Declaration of the Rights of Man and of the Citizen.

Page 25717

Reopening of Washington Union Station: Senate agreed to H. Con. Res. 357, expressing the sense of the Congress regarding the reopening of Washington Union Station.

Page 25717

Natchez National Park—Mississippi: Senate passed H.R. 4457, to create a national park at Natchez, Mississippi.

Page 25717

Parental and Medical Leave Act: Senate continued consideration of S. 2488, to grant employees parental and temporary medical leave under certain circumstances, with committee amendments, taking action on further amendments proposed thereto, as follows:

Pages 25641, 25683

Adopted:

(1) Dodd Amendment No. 3291, (to Committee Amendment No. 1), to raise the exemption level to 50 employees that an employer would hire that would make them subject to the provision of the law, and to reduce the number of weeks that would be available to an employee under the medical leave provisions.

Page 25643

Pending:

Thurmond Amendment No. 3293 (to committee amendment No. 2), to amend current laws with regard to child pornography and obscenity.

Page 25646

Senate will continue consideration of the bill and amendments proposed thereto, on Wednesday, September 28.

Commerce, Justice, State, Judiciary Appropriations, 1989—Conference Report: By 77 yeas to 13 nays (Vote No. 338), Senate agreed to the conference report on H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, and the Judiciary, and related agencies for the fiscal year ending September 30, 1989.

Page 25674

Senate concurred in the House amendment to Senate amendments No. 1, 4, 7, 8, 9, 10, 12, 13, 16, 17, 18, 20, 21, 29, 31, 32, 33, 34, 36, 37, 38, 39, 42, 43, 44, 46, 47, 48, 49, 50, 51, 60, 62, 69, 78, 85, 87, 88, 91, 92, 93, 96, 99, 107, 109, 112, 116, 117, 118, 119, 120, 121, 131, 133, 136, 139, 140, 141, 142, 143, 145, 146, 147, 149, 151, 154, 156, 158, 160, 163, 164, 168, 170, 171, 174, 176, and 177.

Pages 25677, 25684

Family Security Act Conference Report—Agreement: A unanimous-consent agreement was reached providing for the consideration of the conference report on H.R. 1720, to replace the existing AFDC program with a new Family Support Program which emphasizes work, child support, and need-based family support supplements, to amend title IV of the Social Security Act to encourage and assist needy children and parents under the new program to obtain the education, training, and employment needed to avoid long-term welfare dependence, and to make other necessary improvements to assure that the new program will be more effective in achieving its objectives.

Nominations Received: Senate received the following nominations:

Patrick Pizzella, of Virginia, to be Deputy Under Secretary for Management, Department of Education.

Carl M. Kuttler, Jr., of Florida, to be a Member of the National Advisory Council on Educational Research and Improvement.

John A. Gannon, of Ohio, to be a Member of the National Council on the Handicapped.

Richard J. Herczog, of California, Pauline Crowe Naftzger, of California, and George S. Rosborough, Jr., of Missouri, each to be a Member of the National Museum Services Board.

Page 25718

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

John Anderson, of Virginia, to be Administrator of the General Services.

Page 25718

Messages From the House: **Page 25684**

Measures Referred: **Page 25685**

Statements on Introduced Bills: **Page 25686**

Amendments Submitted: **Page 25699**

Additional Cosponsors: **Page 25698**

Authority for Committees: **Page 25707**

Notices of Hearings: **Page 25707**

Additional Statements: **Page 25707**

Record Votes: One record vote was taken today. (Total—338)

Page 25677

Recess: Senate convened at 10 a.m., and recessed at 7:10 p.m., until 10:30 a.m., on Wednesday, September 28. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 25718.)

Committee Meetings

ASBESTOS IN PUBLIC BUILDINGS

Committee on Environment and Public Works: Subcommittee on Hazardous Wastes and Toxic Substances concluded hearings on proposals to address asbestos issues in public buildings, after receiving testimony from Duncan Howard, Commissioner, Public Buildings Service, General Services Administration; H.L. Carey and Kenneth Millian, both of W.R. Grace Company, on behalf of the Safe Buildings Alliance, James Golden, Sheet Metal Workers International Association, Don Elisberg, and Don Kaniewski, both of the Laborer's Union International of America, all of Washington, DC; Joe Breiteneicher, Beacon Management Corporation, Boston, Massachusetts, on behalf of the National Realty Committee; Steve Carlson, California Housing Council, Inc., Sacramento, on behalf of the National Multi Housing Council; Michael T. Shehadi, Charles E. Smith Companies, Arlington, Virginia, and Douglas Greenaway, Washington, DC, both on behalf of the Building Owners and Managers Association International; Robert Navratil, RREEF Funds, Chicago, Illinois, on behalf of the International Council of Shopping Centers; and H.L. Van Varick, American Savings Bank, New York, on behalf of the Mortgage Bankers Association of America.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered the following business items favorably reported:

The following treaties relating to mutual legal assistance in criminal matters: Treaty with the United Kingdom of Great Britain and Northern Ireland concerning the Cayman Islands relating to Mutual Legal Assistance in Criminal Matters (Treaty Doc. 100–8), Mutual Legal Assistance Cooperation Treaty with Mexico (Treaty Doc. 100–13), Treaty with Canada on Mutual Legal Assistance in Criminal Matters (Treaty Doc. 100–14), Treaty with Belgium on Mutual Legal Assistance in Criminal Matters (Treaty Doc. 100–16), Treaty with the Commonwealth of the Bahamas on Mutual Assistance in Criminal Matters (Treaty Doc. 100–17), and the Treaty with Thailand on Mutual Assistance in Criminal Matters (Treaty Doc. 100–18);

The nominations of Carol C. Adelman, of Virginia, to be an Assistant Administrator of the Agency for International Development, Richard C. Barkley, of Michigan, to be Ambassador to the German Democratic Republic, Charles A. Gillespie, Jr., of California, to be Ambassador to the Republic of Chile, Robert B. Oakley, of Louisiana, to be Ambassador to the Islamic Republic of Pakistan, and a Foreign Service Officers promotion list received by the Senate on September 16, 1988;

H.J. Res. 648, to encourage increased international cooperation to protect biological diversity;

S. 2204, to provide for the implementation and enforcement of the Inter-American Convention on International Commercial Arbitration by United States courts, with an amendment;

S. Con. Res. 140, calling for the restoration of democracy in Panama and pledging economic assistance; and

S. Res. 475, urging the Polish Government to recognize the independent trade union Solidarity as a legal entity.

ALCOHOL ABUSE AND ALCOHOLISM

Committee on Governmental Affairs: Committee resumed hearings to review the causes and consequences of alcohol abuse and alcoholism in the United States, focusing on legal approaches to alcohol abuse prevention, receiving testimony from Senator Thurmond; Marcus Grant, World Health Organization, Geneva, Switzerland; Ralph W. Hingson, Boston University School of Public Health, Boston, Massachusetts; Philip J. Cook, Duke University, Durham, North Carolina; Patricia Taylor, Center for Science in the Public Interest, and John B. Burcham, Jr., Licensed Beverage Information Council, both of Washington, DC; and Jean Kilbourne, Council on Alcohol Policy, West Newton, Massachusetts.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 5391–5405; 1 private bill, H.R. 5406; and 4 resolutions, H. Con. Res. 375 and 376, and H. Res. 548 and 549 were introduced.

Page 25828

Bills Reported: Reports were filed as follows:

H. Res. 548, waiving certain points of order against certain conference reports on general appropriation bills for fiscal year 1989, and providing for the consideration of a joint resolution (H. Rept. 100–984); and

H.R. 3660, to provide for a Federal program for the improvement of child care, amended (H. Rept. 100–985).

Page 25827

Defense Authorization: By a yea-and-nay vote of 235 yeas to 159 nays, Roll No. 347, the House agreed to the Montgomery motion to table the Davis of Illinois motion to discharge the Committee on Armed Services from further consideration of

H.R. 4264, National Defense Authorization Act for fiscal year 1989.

Page 25719

Foreign Operations Appropriations: It was made in order at any time on Wednesday, September 28, or any day thereafter, to consider the conference report and amendments in disagreement on H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989; and that the conference reports and Senate amendments in disagreement be considered as having been read when called up for consideration.

Page 25720

Late Reports: Conferees received permission to have until midnight tonight to file conference reports on H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989; and H.R. 4776, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989.

Page 25720

Small Business Reauthorization: House disagreed to the Senate amendment to H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1958; and agreed to a conference. Appointed as conferees: Representatives LaFalce, Smith of Iowa, Gonzalez, Thomas A. Luken, Skelton, McDade, Conte, and Broomfield.

Page 25720

Committee To Sit: Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule.

Page 25720

Transportation Appropriations: By a yea-and-nay vote of 392 yeas to 13 nays, Roll No. 348, the House agreed to the conference report on H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989.

Page 25720

House receded from its disagreement and concurred in Senate amendments Nos. 21, 34, 74, 75, and 97.

Page 25731

House receded from its disagreement and concurred, with amendments, in Senate amendments Nos. 20, 22, 38, 48, 50, 76, 77, 87, 100, 104, 122, 126, 127, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, and 153.

Page 25731

House insisted on its disagreement to Senate amendments Nos. 12 and 121—clearing the measure for Senate action.

Page 25731

Late Reports: Committee on the Judiciary received permission to have until midnight tonight to file reports on certain private bills.

Page 25731

Appropriations Conference Reports: Objection was heard to a unanimous-consent request that it be in order on Wednesday, September 28, or any day thereafter, to consider conference reports and Senate amendments in disagreement on the following bills: H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989; H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989; H.R. 4776, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989; and H.R. 4587, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1989; and that the conference reports and Senate amendments in disagreement be considered as having been read when called up for consideration.

Page 25739

Commerce-Justice-State-Judiciary Appropriations: By a yea-and-nay vote of 269 yeas to 141 nays, Roll No. 349, the House agreed to the conference report on H.R. 4782, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1989.

Page 25752

House receded from its disagreement and concurred in Senate amendments Nos. 2, 11, 15, 19, 22, 23, 24, 30, 35, 45, 52, 53, 54, 55, 56, 57, 58, 59, 61, 63, 64, 65, 66, 68, 71, 73, 77, 86, 94, 102, 110, 123, 124, 125, 126, 127, 128, 134, 144, 148, 150, 152, 153, 155, and 167.

Page 25753

House receded from its disagreement and concurred, with amendments Nos. 1, 4, 7, 8, 9, 10, 12, 13, 16, 17, 18, 20, 21, 29, 31, 32, 33, 34, 36, 37, 38, 39, 42, 43, 44, 46, 47, 48, 49, 50, 51, 60, 62, 69, 78, 85, 87, 88, 91, 92, 93, 96, 99, 107, 109, 112, 116, 117, 118, 119, 120, 121, 131, 133, 136, 139, 140, 141, 142, 143, 145, 146, 147, 149, 151, 154, 156, 158, 160, 163, 164, 168 (motion agreed to by a yea-and-nay vote of 231 yeas to 175 nays, Roll No. 350), 170, 171, 174, 176, and 177—clearing the measure for Senate action.

Page 25756

Suspensions: House voted to suspend the rules and pass the following measures, which were debated on Monday, September 26:

Indian gaming regulations: S. 555, to regulate gaming on Indian lands (passed by a yea-and-nay vote of 323 yeas to 84 nays, Roll No. 351—clearing the measure for the President;

Page 25781

NSF authorization: H. Res. 547, providing for agreeing to the Senate amendment to the title; and agreeing, with an amendment, to the Senate amendment to the text of H.R. 4418, to authorize appropriations for the National Science Foundation for fiscal years 1989 and 1990 (agreed to by a yea-and-nay vote of 402 yeas to 2 nays, Roll No. 352)—returning the measure to the Senate; and

Page 25781

Sanctions on Iraq: H.R. 5337, to provide for the imposition of sanctions on Iraq (passed by a yea-and-nay vote of 388 yeas to 16 nays, Roll No. 353).

Page 25782

Committee To Sit: Committee on the Judiciary received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, September 28. **Page 25783**

Federal Equitable Pay Practices: House completed all general debate on H.R. 387, to promote equitable pay practices and to eliminate discrimination with the Federal civil service; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Wednesday, September 28.

Page 25788

H. Res. 537, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 297 yeas to 101 nays, Roll No. 354.

Page 25783

Suspensions: House voted to suspend the rules and pass the following bills:

M.P. Daniel and Thomas F. Calhoon, Senior, building: H.R. 1472, amended, to designate the post office building being constructed in West Liberty, Texas, as the "M.P. Daniel and Thomas F. Calhoon, Senior, Post Office Building". Agreed to amend the title;

Page 25804

William W. Pares, Jr., building: H.R. 3029, amended, to designate the new Post Office Building in Gretna, Louisiana, as the "William W. Pares, Jr., Post Office Building"; and

Page 25805

Martin Luther King, Jr., Holiday Commission: H.R. 4443, to make permanent the Martin Luther King, Jr., Federal Holiday Commission.

Page 25806

Inclusion of Overseas Personnel in Decennial Censuses: House completed all general debate on a motion to suspend the rules and pass H.R. 4720, to amend title 13, United States Code, to provide for the inclusion of members of the uniformed services and civilian employees of the Government assigned to posts of duty outside the United States, and their dependents, in censuses of population for purposes of the apportionment of Representatives in Congress, on which the vote was postponed until Wednesday, September 28.

Page 25798

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 25826

Quorum Calls—Votes: Eight yea-and-nay votes developed during the proceedings of the House today and appear on pages 25719, 25730, 25752, 25778, 25781, 25782, 25787. There were no quorum calls.

Adjournment: Met at noon and adjourned at 9:23 p.m.

Committee Meetings

INTERIM REPORT

Committee on Armed Services: Defense Burdensharing Panel held a hearing on official Defense Department and the State Department views on its interim report recommendations. Testimony was heard from the following officials of the Department of State: Charles Thomas, Senior Deputy Assistant Secretary, European Affairs; and William Clark, Senior Deputy Assistant Secretary, East Asian and the Pacific; the following officials of the Department of Defense: John A. Woodworth, Deputy Assistant Secretary, European and NATO Policy; and Karl D. Jackson, Deputy Assistant Secretary, East Asian and Pacific Affairs.

DEFINING CONVENTIONAL STABILITY IN THE EUROPEAN THEATER

Committee on Armed Services: Defense Policy Panel held a hearing on defining conventional stability in the European theater. Testimony was heard from Ambassador Jonathan A. Dean, former MBFR Negotiator; and Leonard Sullivan, Jr., former Assistant Secretary, Program Analysis and Evaluation, Department of Defense.

COMPLIANCE WITH THE SOLID WASTE DISPOSAL ACT

Committee on Armed Services: Subcommittee on Readiness, Environmental Restoration Panel held a hearing to review issues related to the cleanup of Defense Department National Priority List sites and compliance with the Solid Waste Disposal Act. Testimony was heard from William H. Parker III, Deputy Assistant Secretary, Environment, Department of Defense; J. Winston Porter, Assistant Administrator, Solid Waste and Emergency Response, EPA; and Paul Jones, Associate Director, National Secretary and International Affairs Division, GAO.

NATIONAL HOUSING TRUST ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on H.R. 4959, National Housing Trust Act. Testimony was heard from public witnesses.

UNIFORM PRODUCT SAFETY ACT

Committee on Education and Labor: Subcommittee on Labor Standards held a hearing on H.R. 1115, Uniform Product Safety Act of 1988. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: the following measures: H.R. 4140, to require an Office of Investigations within the Nuclear Regulatory Commission; H.R. 2848, amended, Satellite Home Viewer Copyright Act of 1988; H.R. 4992, to expand our national telecommunications system for the benefit of the hearing- and speech-impaired populations; and H.R. 1842, Petroleum Marketing Practices Act Amendments of 1987.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Energy and Power held an oversight hearing on "The Need for Uniform Nationwide Gasoline Pump Labeling". Testimony was heard from Martha O. Hesse, Chairman, Federal Energy Regulatory Commission, Department of Energy; and public witnesses.

BANGLADESH DISASTER ASSISTANCE ACT: ATROCITIES IN BURUNDI

Committee on Foreign Affairs: Ordered reported amended the following measures: H.R. 5389, Bangladesh Disaster Assistance Act of 1988; and H. Con. Res. 371, concerning the United States response to the atrocities reportedly carried out in Burundi in August.

APPLICATIONS OF THE WAR POWERS ACT

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science held a hearing on Applications of the War Powers Act. Testimony was heard from Cyrus R. Vance, former Secretary of State; and Elliot L. Richardson, former Secretary of Defense.

U.S.-JAPAN RELATIONS

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on U.S.-Japan Relations: The Impact of Negotiated Market Openings. Testimony was heard from Allen I. Mendelowitz, GAO: and public witnesses.

DRAFT REPORTS; COMMITTEE BUSINESS

Committee on Government Operations: Approved the following reports: "Continuing Violations of the Truth in Negotiations Act and Estimating System Deficiencies Result in Excess Contractor Profits"; "The Inspector General Act of 1987: A 10-Year Review"; "SSA's Computer Modernization Efforts Undermined by Corruption and Inept Management"; "Legislation Needed to Curb Secrecy Contracts"; "GSA Small and Small Minority Business Subcontracting"; "Allegations of Race and Sex Discrimination at Chicago O'Hare Air Traffic Control Facility"; "Secrecy Breeds Suspicion: Farm Credit Administration's Selection of the Jackson Federal Land Bank Receiver"; "The National Drug Policy Board: Fighting the War Without a Battle Plan'; "Double Standards: A Review of Criminal Investigations at the Department of Education"; "AIDS Drugs: Where Are They?"; "FDA's Deficient Regulation of the New Drug Versed"; "If This Is Tuesday, This Must Be Belgium: Waste and Abuse in Foreign Travel and Aircraft Usage and Ownership by the Corps of Engineers"; "Implementation by IRS of a Document Matching Program for Income Paid to Business Taxpayers Should Produce Billions of Additional Dollars of Tax Revenue"; "Problems With the SEC's Enforcement of U.S. Securities Laws in Cases Involving Suspicious Trades Originating From Abroad"; "Combating Fraud, Abuse, and Misconduct in the Nation's Financial Institutions: Current Federal Efforts Are Inadequate"; "Getting Away With Murder in the Workplace: OSHA's Non-use of Criminal Penalties for Safety Violations"; "HUD Goes to the Moscow Trade Show: Misguided, Mismanaged, and Misspent".

DRAFT REPORT

Committee on Government Operations: Subcommittee on Employment and Housing approved for full Committee action the following draft reports: "Getting Away With Murder in the Workplace: OSHA's Non-use of Criminal Penalties for Safety Violations"; and "HUD Goes to the Moscow Trade Show: Misguided, Mismanaged, and Misspent".

DUMPING HUMAN WASTE ON AMTRAK TRACKS

Committee on Government Operations: Subcommittees on Government Activities and Transportation held a hearing on the Dumping of Human Waste on Amtrak Tracks. Testimony was heard from Tim Gillespie, Assistant Vice President, Government and Public Affairs, AMTRAK; Ken Alkema, Director, Division of Environmental Health, Department of Health, State of Utah; Dick Nichols, Administrator, Water Quality Division, Department of Environmental Quality, State of Oregon; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Water and Power held an oversight hearing on the "Implications of Global Warming for Natural Resources". Testimony was heard from Thomas E. Lovejoy, Assistant Secretary, External Affairs, Smithsonian Institution; Linda Fisher, Assistant Administrator, EPA; Raymond Watts, Deputy Assistant Director, Research, U.S. Geological Survey, Department of the Interior; Robert Corell, Assistant Director, Geosciences, NSF; and Stephen H. Schneider, Deputy Director, Advanced Studies Program, National Center for Atmospheric Research; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following measures: H.R. 5164, Mariel Cuban Detainee Review of 1988; H.R. 5200, to amend the Immigration and Nationality Act to limit the period of detention of excludable aliens pending removal in a manner similar to that provided in the case of deportable aliens pending deportation; H.R. 4982, amended, Generic Animal Drug and Patent Term Restoration Act; H.R. 5372, Trademark Law Revision Act of 1988; H.R. 5347, to amend the municipal bankruptcy laws; H.R. 5348, to amend the bankruptcy laws with respect to the rejection of intellectual property licenses; H.R. 2953, amended, to amend title 28, United States Code, to permit the district courts of the United States to enjoin, suspend, or restrain certain State ad valorem property taxes on interstate gas transmission property; and a resolution authorizing the use of depositions in connection with an impeachment inquiry.

The Committee began markup of H.R. 5043, Post-Employment Restrictions Act of 1988.

Will continue tomorrow.

The Committee also adopted a committee resolution authorizing the Chairman to issue subpoenas in an impeachment inquiry.

STATUS OF PLANNING FOR THE 1990 CENSUS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on the status of planning for the 1990 census. Testimony was heard from Gene Dodaro, Associate Director, General Government Division, GAO; and John G. Keane, Director, Bureau of the Census, Department of Commerce.

COMPENSATION FOR U.S. PARK POLICE AND THE U.S. SECRET SERVICE UNIFORMED DIVISION

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits approved for full Committee action H.R. 5319, relating to compensation for members of the U.S. Park Police and members of the U.S. Secret Service Uniformed Division.

MISCELLANEOUS MEASURES; RESOLUTIONS AND PROSPECTUSES

Committee on Public Works and Transportation: Ordered reported the following bills: H.R. 5186, amended, to designate the Federal Building and U.S. Courthouse at 109 South Highland, Jackson, TN, as the "Ed Jones Federal Building"; S. 1476, amended, to designate the Federal Record Center at 9700 Page Boulevard, Overland, Missouri, as the "SSG Charles F. Prevedel Building"; S. 2496, to provide for the leasing of certain real property to the American National Red Cross, District of Columbia Chapter, for the construction and maintenance of certain buildings and improvements; H.R. 3807, Local Government Infrastructure Financing Improvement Act of 1987; H.R. 5321, amended, Motor Carrier Safety and Regulatory Reform Act of 1988.

The Committee also approved 3 11(b) resolutions; and the following prospectuses: 1 lease; 1 repair and alteration; and 25 leases.

MOTOR CARRIER SAFETY ACT AMENDMENTS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation approved for full Committee action, H.R. 5321, to amend the Motor Carrier Safety Act of 1984 to eliminate application of the commercial zone exemption to commercial motor vehicle safety regulations.

CONFERENCE REPORTS—GENERAL APPROPRIATIONS BILLS

Committee on Rules: Granted a rule providing that clause 2 of Rule XXVIII is waived against consideration of any conference reports on general appropriations bills for fiscal year 1989, subject to the two hour availability requirements of that clause.

IMPLICATIONS OF LICENSING DECISIONS ON LONG MARCH ROCKET

Committee on Science, Space, and Technology: Concluded hearings on the Implications of Licensing Decisions on Long March Rocket. Testimony was heard from Representatives Schroeder and Solomon.

REVIEW U.S. CUSTOMS SERVICE OPERATIONS

Committee on Ways and Means: Subcommittee on Oversight concluded hearings to review U.S. Customs Service operations. Testimony was heard from William von Raab, Commissioner, U.S. Customs Service, Department of the Treasury.

ASPECTS OF LIFE INSURANCE COMPANY TAXATION

Committee on Ways and Means: Subcommittee on Select Revenue Measures held a hearing on certain aspects of life insurance company taxation. Testimony was heard from Thomas S. Neubig, Director, Office of Tax Analysis, Department of the Treasury; Jennie S. Stathis, Associate Director, General Government Division, GAO; and public witnesses.

COUNTRY-OF-ORIGIN LABELING FOR IMPORTED MEAT AND OTHER FOOD PRODUCTS

Committee on Ways and Means: Subcommittee on Trade held a hearing on country-of-origin labeling requirements for imported meat and other food products. Testimony was heard from Representatives Lewis of Florida, and Stenholm; John Harman, Associate Director, Resources, Community and Economic Development Division, GAO; William D. Slyne, Division Director, Regulatory Trade Division, U.S. Customs Service, Department of the Treasury; Pat Stolfa, Deputy Administrator, International Programs, Food Safety and Inspection Service, USDA; Richard J. Ronk, Acting Director, Center for Food Safety and Applied Nutrition, FDA, Department of Health and Human Services; and public witnesses.

QUALITY OF LIFE FOR OLDER WOMEN

Select Committee on Aging: Held a hearing on the "Quality of Life for Older Women: Older Women Living Alone." Testimony was heard from public witnesses.

Joint Meetings

DISABILITY DISCRIMINATION

Joint Hearing: Senate Committee on Labor and Human Resources' Subcommittee on the Handicapped held joint hearings with the House Committee on Education and Labor's Subcommittee on Select Education on issues concerning discrimination on the basis of disability, receiving testimony from Sandra Parrino, Chairperson, National Council on the Handicapped; Admiral James Watkins, Chairperson, President's Commission on the Human Immunodeficiency Virus Epidemic; Mary Linden, Morton Grove, Illinois; Dan Piper, and Sylvia Piper, both of Ankeny, Iowa; Jade Calgory, Corona Del Mar, California; Lakisha Griffen, Alabama School for the Blind, Talladega, Alabama; Judith Heumann, World Institute on Disability, Berkeley, California; Gregory Hlibok, Gallaudet University, Washington, DC; Belinda Mason, Tobins Point, Indiana; and W. Mitchell, Denver, Colorado.

Hearings were recessed subject to call.

AMERICAN LEGION—LEGISLATIVE PRIORITIES

Joint Hearing: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to review the legislative priorities of the American Legion, after receiving testimony from Senator Burdick; H.F. Gierke, National Commander, and John Sommer, Director, and Bill Lenker, Chairman, both of the Veterans' Affairs and Rehabilitation Commission, and Gary Sammons, Chairman, and E. Philip Riggin, Director, both of the National Legislative Commission, all of the American Legion, Washington, DC.

APPROPRIATIONS—AGRICULTURE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4784, appropriating funds for fiscal year 1989 for the Department of Agriculture, rural development, and related agencies.

APPROPRIATIONS—DEFENSE

Conferees continued in closed evening session on the differences between the Senate- and House-passed versions of H.R. 4781, appropriating funds for fiscal year 1989 for the Department of Defense.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 4776, appropriating funds for fiscal year 1989 for the government of the District of Columbia.

Wednesday, September 28, 1988

Senate

Chamber Action

Routine Proceedings, pages 25982–26029

Measures Introduced: Two bills and eight resolutions were introduced, as follows: S. 2842 and 2843, S. Res. 481–483, S.J. Res. 387 and 388, and S. Con. Res. 145–147.

Page 25930

Measures Reported: Reports were made as follows:

Reported on Tuesday, September 27:

S. 2835, to designate the United States Post Office and Courthouse located at 151 West Street in Rutland, Vermont, as the "Robert T. Stafford United States Courthouse and Post Office".

Page 25685

Reported Today:

S. 1415, to facilitate and implement the settlement of Colorado Ute Indian reserved water rights claims in southwest Colorado, and for other purposes with amendments. (S. Rept. No. 100–555)

S. 1515, to prohibit injunctive relief, or an award of damages, against a judicial officer for action taken in an official capacity, with amendments. (S. Rept. No. 100–556)

S. 2246, to establish the Lower Mississippi Delta Development Commission, with an amendment in the nature of a substitute. (S. Rept. No. 100–557)

S. 2384, to authorize appropriations to carry out the Atlantic Striped Bass Conservation Act for fiscal years 1989 through 1991, and for other purposes, with an amendment. (S. Rept. No. 100–558)

H.R. 1975, to protect caves resources on Federal lands, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–559)

S.J. Res. 379, to establish as the policy of the United States the preservation, protection, and promotion of the rights of indigenous Americans to use, practice and develop Native American languages, and for other purposes. (S. Rept. No. 100–560)

Page 25930

Measures Passed:

Launch of the Discovery: Senate agreed to S. Res. 481, congratulating the men and women of the U.S. space program for their diligent efforts to plan and implement the *Discovery* Launch, with maximum regard for the safety of the crew and the scientific and technical goals of the mission and the space program.

Page 25889

United States Grain Standards Act Amendments: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 4345, to amend the United States Grain Standards Act to extend through September 30, 1993, the authority contained in section 155 of the Omnibus Reconciliation Act of 1981 and Public Law 98-469, to charge and collect inspection and weighing fees, and the bill was then passed, after striking all after the enacting clause and inserting the text of S. 2337, Senate companion measure, and after agreeing to the following amendments proposed thereto:

Page 25889

(1) Byrd (for Boren) Amendment No. 3295, to revise the provisions governing the haying and grazing of conservation use acreage.

Page 25893

(2) Byrd (for Exon) Amendment No. 3296, to require the Secretary of Agriculture to conduct a study of the effects of including dockage with foreign material as a grading factor for wheat.

Page 25894

S. 2337 was subsequently indefinitely postponed.

Page 25894

Robert T. Stafford United States Courthouse and Post Office: Senate passed S. 2835, to designate the United States Post Office and Courthouse located at 151 West Street in Rutland, Vermont, as the "Robert T. Stafford United States Courthouse and Post Office".

Page 25894

Printing of Certain Documents: Senate agreed to S. Res. 482, authorizing the printing of certain documents as a Senate document during the bicentennial year 1989 the Declaration of the Rights of Man and of the Citizens, and the Bill of Rights, with accompanying historical notes.

Page 25911

National Visiting Nurse Associations Week: Senate passed H.J. Res. 576, designating February 19 through 25, 1989, as "National Visiting Nurse Associations Week". (Earlier, Senate vitiated its action of September 20, 1988, when the resolution was ordered indefinitely postponed.)

Page 25911

Printing Resolution: Committee on Rules and Administration was discharged from further consideration of H. Con. Res. 350, authorizing the printing of a history of the House Committee on Ways and Means, and the resolution was then agreed to.

Page 25912

Pregnancy and Infant Loss Awareness Month: Committee on the Judiciary was discharged from further consideration of S.J. Res. 314, designating October 1988 as "Pregnancy and Infant Loss Awareness Month", and the resolution was then passed.

Page 25912

Printing of "Our Flag": Senate agreed to H. Con. Res. 361, to print a revised edition of "Our Flag".

Page 25912

Food Stamp Act of 1977—Technical Corrections: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 4998, to amend the Food Stamp Act of 1977 to make technical corrections in the Family Independence Demonstration Project, and the bill was then passed.

Page 25912

Authorizing the Production of Documents: Senate agreed to S. Res. 483, authorizing the production of documents by the Senate Permanent Subcommittee on Investigations in the case of *Tarlow* v. *Doubleday and Company.*

Page 25913

McKinney Homeless Assistance Act: Committee on Labor and Human Resources was discharged from further consideration of H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless, and the bill was then passed, after agreeing to Byrd Amendment No. 3297, in the nature of a substitute.

Page 25988

Indian Health Care Improvements Act: Senate passed H.R. 5261, to reauthorize and amend the Indian Health Care Improvement Act, after agreeing to Byrd (for Inouye) Amendment No. 3298, in the nature of a substitute, and agreeing to the following amendments proposed thereto:

Page 26012

(1) Melcher Amendment No. 3299, to delay the implementation of an IHS regulation relating to eligibility for the Health Care Services, and to provide for a study of the impact of such rule.

Page 26012

(2) Melcher Amendment No. 3300, to ensure certain demonstration projects involving the treatment of child sexual abuse are continued.

Page 26013

(3) Melcher Amendment No. 3301, to establish an effective clinical staffing recruitment and retention program.

Page 26014

(4) Dole (for Nickles) Amendment No. 3302, to limit the use of funds appropriated to the Indian Health Service.

Page 26018

(5) Byrd (for Inouye) Amendment No. 3303, to strike an amendment to the Medicare provisions of the Social Security Act to assure that spending limits for programs under the jurisdiction of the Finance

Committee under section 302 of the Budget Act are not exceeded.

Page 26018

(6) Byrd (for Burdick) Amendment No. 3304, to make a technical correction.

Page 26018

(7) Byrd (for Inouye) Amendment No. 3305, to provide for the designation of an administrative entity to administer the scholarship program for Native Hawaiians.

Page 26018

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Inouye, Melcher, DeConcini, Burdick, Daschle, Evans, Murkowski, and McCain.

Page 26023

S. 129, Senate companion measure, was indefinitely postponed.

Page 26023

Enrollment of Appropriations Bills: Senate passed H.J. Res. 665, authorizing the hand enrollment of appropriations bills for fiscal year 1989 and authorizing the subsequent, post-enactment preparation of printed enrollments of those bills.

Page 26023

Targhee National Forest: Senate passed H.R. 4028, to authorize the Secretary of Agriculture to exchange certain national forest system lands in Targhee National Forest, after agreeing to a committee amendment in the nature of a substitute.

Page 26023

Private Relief: Senate passed S. 1849, for the relief of Mr. Conwell F. Robinson and Mr. Gerald R. Robinson.

Page 26023

Admiralty Island National Monument Land Management Act: Senate passed H.R. 2596, to improve Federal management of lands on Admiralty Island, Alaska, after agreeing to a committee amendment in the nature of a substitute.

Page 26024

Women's Rights National Historical Park: Senate passed H.R. 2952, to increase the amount authorized to be appropriated for acquisition at the Women's Rights National Historical Park.

Page 26026

Senate Bicentennial Minutes: Senate agreed to S. Con. Res. 146, to authorize the printing of Senator Bob Dole's series of "Senate Bicentennial Minutes".

Page 26028

Parental and Medical Leave Act: Senate continued consideration of S. 2488, to grant employees parental and temporary medical leave under certain circumstances, with committee amendments, taking action on further amendments proposed thereto, as follows;

Pages 25869, 25913, 25924

Adopted:

(1) By a unanimous vote of 97 yeas (Vote 339), Thurmond modified Amendment No. 3293 (to the Committee Amendment No. 2), to amend current laws with regard to child pornography and obscenity.

Page 25870

Senate will continue consideration of the bill and amendments proposed thereto on Thursday, September 29.

Transportation Appropriations, 1989—Conference Report: Senate agreed to the conference report on H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989.

Page 25862

Senate concurred in the House amendment to Senate amendment Nos. 20, 22, 38, 48, 50, 76, 77, 87, 100, 104, 122, 126, 127, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, and 153.

Page 25865

Senate receded from its amendment No. 12.

Page 25867

Senate further insisted on its amendment No. 121.

Page 25868

Mining and Mineral Resources Research Institute Act Authorizations: Senate concurred in the amendment of the House to H.R. 3977, to authorize funds for the Mining and Mineral Resources Research Institute Act for fiscal years 1990 through 1993.

Page 25895

Agricultural Aid and Trade Missions Act: Senate concurred in the amendments of the House to S. 659, to establish agricultural aid and trade missions to assist foreign countries to participate in United States agricultural aid and trade programs.

Page 25896

Department of Defense Authorizations—Conference Report: By 91 yeas to 4 nays (Vote 340), Senate agreed to the conference report on H.R. 4481, to authorize funds for fiscal year 1989 for military activities of the Deparment of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces.

Page 25915

Message From the President: Senate received the following message from the President of the United States:

Transmitting the annual report of the Rehabilitation Services Administration, covering fiscal year 1987, together with an accompanying report; which was referred to the Committee on Labor and Human Resources. (PM–159)

Page 25928

Nominations Received: Senate received the following nominations:

Routine list of Coast Guard, Air Force, Army, and Navy nominations.

Page 26029

Measures Indefinitely Postponed:

Social Services for the Homeless: S. 2742, to reauthorize certain social services for the homeless, and for other purposes.

Page 26011

Interagency Council on the Homeless Appropriations: S. 2607, to reauthorize appropriations and modify administrative organization activities of the Interagency Council on the Homeless, and for other purposes.

Page 26011

McKinney Homeless Assistance Housing Programs: S. 2554, to reauthorize the housing programs contained in the McKinney Homeless Assistance Act.

Page 26011

Measures Returned to Calendar:

National AIDS Awareness and Prevention Month: Senate vitiated its action of November 3, 1987, when S.J. Res. 192, to designate the month of October 1987, as "National AIDS Awareness and Prevention Month" was indefinitely postponed, and the resolution was returned to the calendar.

Page 25912

Messages From the President: **Page 25928**

Messages From the House: **Page 25928**

Measures Referred: **Page 25928**

Measures Ordered Placed on Calendar: **Page 25928**

Communications: **Page 25929**

Statements on Introduced Bills: **Page 25931**

Amendments Submitted: **Page 25939**

Additional Cosponsors: **Page 25934**

Authority for Committees: **Page 25970**

Notices of Hearings: **Page 25970**

Additional Statements: **Page 25971**

Record Votes: Two record votes were taken today. (Total—340)

Pages 25915, 25924

Recess: Senate convened at 10:30 a.m., and recessed at 7:02 p.m., until 11 a.m., on Thursday, September 29. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 26029.)

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered the following business items favorably reported:

The nominations of John R. Dahl, of North Dakota, Derryl McLaren, of Iowa, Gordon C. Southern, of Missouri, and Edward C. Williamson, Jr., of Georgia, each to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation;

S. 2571, to designate certain National Forest System lands in the State of Oklahoma for inclusion in the National Wilderness Preservation System, and create the Winding Stair Mountain National Recreation and Wilderness Area, with an amendment in the nature of a substitute;

S. 2838, to designate the Sipsey River in Alabama as a component of the National Wild and Scenic Rivers System;

S. 2437, to direct the Secretary of Agriculture to release a reversionary interest of the United States in certain land located in Oktibbeha County, Mississippi, with an amendment;

H.R. 2835, to direct the Secretary of Agriculture to release certain restrictions on a parcel of land located in Henderson, Tennessee; and

An original bill to make a technical correction in the Hunger Prevention Act (Pub. L. 100–435).

DEFENSE ACQUISITION

Committee on Armed Services: Subcommittee on Defense Industry and Technology held hearings to review Department of Defense acquisition policy initiatives, receiving testimony from Elenore R. Spector, Deputy Assistant Secretary for Procurement, June Gibbs Brown, Inspector General, and Derek J. Vander Schaaf, Deputy Inspector General, all of the Department of Defense.

Hearings were recessed subject to call.

NATIONAL HOUSING POLICY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs concluded hearings to review legislative implications of staff concept papers to develop the framework for a National Affordable Housing Act, after receiving testimony from Martha Kwisley, Pennsylvania Department of Public Welfare, Harrisburg, on behalf of the National Association of State Mental Health Program Directors; Thomas Slemmer, National Church Residences, on behalf of the American Association of Homes for the Aging, Leo Smith, Consumer Housing Information Service for Seniors, on behalf of the American Association of Retired Persons, Paul Sherlock, Association of Retarded Citizens, Barry Zigas, National Low Income Housing Coalition, Charles Kamaski, National Council of LaRaza, Maria Foscarinis, National Coalition for the Homeless, Henry B. Schechter, AFL–CIO, Moises Loza, National Rural Housing Coalition, and Carol T. Johnson, National Trust for Historic Preservation, all of Washington, DC; Martha Brown Hicks, Skid Row Development Corporation, Los Angeles, California; Steven Banks, Homeless Family Rights Program of the Legal Aid Society, New York, New York; Terry Lewis, National Association of Housing Cooperatives, Alexandria, Virginia; R.J. Godin, Jr., Council for Rural Housing and Development, Montgomery, Alabama; Charles V. Welden, Jr., National Leased Housing Association, Birmingham, Alabama; and Howard Pals, Scottsdale, Arizona, on behalf of the American Institute of Architects.

UNFAIR PRACTICES IN THE SOFT DRINK MARKET

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on S. 2347, to declare that certain activities of soft drink manufacturers which induce retailers to purchase soft drink syrup from such manufacturers to the exclusion of soft drink syrup sold by others to be an unfair act or practice for the purpose of the Federal Trade Commission Act, after receiving testimony from Brook R. Jason, Jason Soda Systems, Inc., South Windsor, Connecticut; Douglas S. Damon, Damon Distributors, Sparks, Nevada; Loretta Lippy, National Licensed Beverage Association, Alfred Griggs, Coca-Cola of Northhampton, representing the National Soft Drink Association, Richard Crawford, National Restaurant Association, all of Washington, DC; Sanford Hahn, Perfection Equipment, Inc., Gurney, Illinois; James W. Watkins, Dr. Pepper Company, Dallas, Texas; Mark A. Imbesi, Imbesi Bottling Group, Bridgeton, New Jersey; and H. Ronald Harris, Marblehead, Massachusetts.

FOREIGN FLAG VESSELS

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings on S. 2728, to permit coal to be transported in foreign-flag vessels between the States of Alaska and Hawaii without regard to section 27 of the Merchant Marine Act of 1920, and S. 2729, to allow certain foreign-flag vessels to carry passengers among ports in Alaska and between points in Alaska and Seattle, Washington, after receiving testimony from Senator Murkowski; William A. Creelman, Deputy Administrator for Inland Waterways and Great Lakes, Department of Transportation; John Reurs, International Committee of Passenger Lines; New York, New York; Robert Giersdorf, Exploration Cruise Lines, Seattle, Washington; Mayor Ted Ferry, Ketchikan, Alaska; John Sims, Usibelli Coal Mine Inc., Fairbanks, Alaska; Eric Ostrovsky, on behalf of the Governor's Office of the State of Alaska, Jack Park, Crowley Maritime Corporation, Karl Landgrebe, National Marine Engineers Beneficial Association, AFL–CIO, and Ernest J. Corrado, American Institute of Merchant Shipping, all of Washington, DC; and Frank Pecquex, Seafarers International Union of North American, AFL–CIO, Camp Springs, Maryland.

MAGLEV TRANSPORTATION

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure concluded hearings on the use of Federal highway rights-of-way for development of magnetic levitation transportation systems, after receiving testimony from Patrick Choate, TRW, Inc., Arlington, Virginia; Robert E. Parsons, University of California, Berkeley; David H. Rush, ACR Electronics, Ft. Lauderdale, Florida; and James Powell and Gordon Danby, both of the Brookhaven National Laboratory, Upton, New York.

IRS CODE PENALTY REFORM

Committee on Finance: Subcommittee on Private Retirement Plans and Oversight of the Internal Revenue Service concluded hearings on the reform of Internal Revenue Service code penalties, after receiving testimony from Jennie S. Stathis, Associate Director for Tax Policy and Administration, General Government Division, General Accounting Office; Patricia Burton, Gales Ferry Tax Service, Gales Ferry, Connecticut; Gerald G. Portney, Peat Marwick Main and Company, Henry C. Ruempler, American Bankers Association, and Kenneth W. Gideon, Fried, Frank, Harris, Shriver and Jacobson, all of Washington, DC; James E. Merritt, Morrison and Foerster, San Francisco, California, and Charles J. Muller III, Matthews and Branscomb, San Antonio, Texas, both on behalf of the American Bar Association; Craig Rhyne, Rhyne Precious Metals, and the Washington State Coin and Bullion Dealers Association, Seattle, Washington, on behalf of the International Council of Tangible Assets; and Thomas Cotter, Aetna Life Insurance, Hartford, Connecticut, on behalf of the American Council of Life Insurance.

U.S.-JAPAN SERVICES TRADE

Committee on Foreign Relations: Subcommittee on International Economic Policy, Trade, Oceans and Environment concluded hearings to examine U.S.-Japan services trade issues, after receiving testimony from Gregory S. Dole, Acting Assistant Secretary of Transportation for Policy and International Affairs; Charles Angevine, Special Negotiator for Transportation Affairs, Department of State; Maureen R. Smith, Deputy Assistant Secretary of Commerce for

Japan; Richard Self, Office of the U.S. Trade Representative; Clyde Prestowitz, Potomac, Maryland, former Special Adviser on Japan to the Secretary of Commerce; A. Doyle Cloud, Jr., Federal Express, Memphis, Tennessee; Mark Chalpin, National Constructor's Association, Washington, DC; and Vance Fort, Flying Tigers, Los Angeles, California.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on certain intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 5407–5419; and 11 resolutions, H.J. Res. 665–667, H. Con. Res. 377 and 378, and H. Res. 550–555 were introduced.

Page 26502

Reports Filed: Reports were filed as follows:

H.R. 2642, to facilitate and implement the settlement of Colorado Ute Indian reserved water rights claims in southwest Colorado (H. Rept. 100–986);

H. Res. 551, waiving certain points of order against the conference report on H.R. 4481, to provide for the closing and realigning of certain military installations during a certain period (H. Rept. 100–987);

Conference report on H.R. 4776, making appropriations for the government of the District of Columbia and other agencies chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989 (H. Rept. 100–988);

Conference report on H.R. 4481, to provide for the closing and realigning of certain military installations during a certain period (H. Rept. 100–989);

Conference report on H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989 (H. Rept. 100–990);

Report entitled "Legislation Needed to Curb Secrecy Contracts" (H. Rept. 100–991);

S. 1966, to amend the Public Health Service Act to improve information and research on biotechnology and the human genome, amended (H. Rept. 100–992);

H.R. 4502, to establish a national advisory commission to promote and coordinate scientific information and research on biotechnology, amended (H. Rept. 100–993);

H.R. 4645, to provide for participation by the United States in a capital stock increase of the International Bank for Reconstruction and Development and a replenishment of the African Development Fund, amended (H. Rept. 100–994);

H. Res. 553, waiving certain points of order against consideration of H.R. 4587, making appropriations for the legislative branch for the fiscal year ending September 30, 1989, and against the consideration of such conference report (H. Rept. 100–995);

H. Res. 554, providing for a motion to recede and concur in Senate amendment numbered 119 to H.R. 4637, making appropriations for foreign operations, export financing, and relating programs for the fiscal year ending September 30, 1989, amended (H. Rept. 100–996);

H. Res. 555, waiving certain points of order against consideration of H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989, and against consideration of such conference report (H. Rept. 100–997);

Conference report on H.R. 1720, Family Welfare Reform Act of 1987 (H. Rept. 100–998).

H.R. 3914, to establish a commission to investigate racially motivated violence, amended (H. Rept. 100–999);

Conference report on H.R. 4587, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1989 (H. Rept. 100–1000);

H.R. 3675, to reorganize and consolidate in a new Federal agency certain functions of the Federal Government relating to real estate appraisals and to authorize State appraiser certifying agencies, for the purpose of protecting the financial and public policy interests of the United States in certain real estate-related financial transactions, amended (H. Rept. 100–1001); and

Conference report on H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989 (H. Rept. 100–1002).

Page 26502

Correction of Enrollment: House agreed to S. Con. Res. 144, correcting the enrollment of S.J. Res. 317, commemorating the bicentennial of the French Revolution and the Declaration of the Rights of Man and of the Citizen—clearing the measure.

Page 26032

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989.

Page 26032

Defense Authorization: House agreed to the Moakley motion to table the Walker motion to discharge the Committee on Armed Services from the further consideration of H.R. 4264, National Defense Authorization Act for fiscal year 1989 (agreed to by a yea-and-nay vote of 237 yeas to 168 nays, Roll No. 355).

Page 26033

Defense Savings Act: House disagreed to the Senate amendments to H.R. 4481, to provide for the closing and realigning of certain military installations during a certain period; and agreed to a conference. Appointed as conferees: Representatives Aspin, Foley, and Dickinson.

Page 26034

Appropriations Conference Reports: House agreed to H. Res. 548, waiving certain points of order against certain conference reports on general appropriations bills for fiscal year 1989, and providing for the consideration of a joint resolution.

Pursuant to the rule, H. Res. 314, H. Res. 316, H. Res. 333, H. Res. 342, and H. Res. 523 were laid on the table.

Page 26034

Hand Enrollment Authorization: House passed H.J. Res. 665, authorizing the hand enrollment of appropriations bills for fiscal year 1989 and authorize the subsequent, post-enactment preparation of printed enrollments of those bills.

Page 26037

Foreign Operations Appropriations: By a yea-and-nay vote of 327 yeas to 92 nays with 1 voting "present", Roll No. 356, the House agreed to the conference report on H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989.

Pages 26037, 26098

House receded in its disagreement and concurred in Senate amendments Nos. 14, 28, 29, 32, 36, 37, 38, 40, 42, 61, 75, 78, 79, 80, 83, 106, 107, 108, 118, 120, 123, 125, 127, 128, 129, 130, 132, 136, 143, 155, 156, 157, 160, 163, and 166.

Page 26099

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 1, 5, 7, 10, 11, 23, 31, 33, 35, 44, 47, 53, 55, 62, 64, 70, 84, 86, 87, 89, 90, 101, 103, 111, 112, 115, 124, 133, 134, 135, 141, 144, 169, 170, 171, 172, 173, 175, 176, 177, 179, 180, and 182.

Page 26099

Earlier, a point of order was sustained against the motion to recede and concur, with amendment, to Senate amendment No. 119.

Page 26034

Committee Funds: By a yea-and-nay vote of 412 yeas to 2 nays, Roll No. 357, the House agreed to H. Res. 531, providing amounts from the contingent funds of the House for further expenses of investigations and studies by the Committee on Standards of Official Conduct in the Second Session of the One Hundredth Congress.

Page 26122

Transportation Appropriations: House receded from its disagreement and concurred in Senate amendment No. 121 to H.R. 4794, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1989—clearing the measure for the President.

Page 26124

Federal Equitable Pay Practices: House continued consideration of H.R. 387, to promote equitable pay practices and to eliminate discrimination within the Federal civil service; but came to no resolution thereon. Proceedings under the 5-minute rule will continue on Thursday, September 29.

Pages 26124, 26416

Rejected:

The Armey amendment that sought to provide for appointment of an additional five members of the Commission each one of which to be recommended by the Secretaries of Defense, Health and Human Services, Treasury, Agriculture, and Interior, respectively (rejected by a recorded vote of 159 ayes to 257 nays, Roll No. 358); and

Page 26125

The Burton amendment that sought to provide for 14 members of the Commission to be appointed by the President with the consultation and recommendation of the majority leader of the Senate, minority leader of the House, Speaker of the House, and minority leader of the Senate, as well as certain membership conditions and compensation (rejected by a recorded vote of 115 ayes to 284 nays, Roll No. 362).

Page 26416

A point of order was sustained against the Bartlett amendment that sought to include pay structures for congressional employees in the study provided for in the bill. By a recorded vote of 251 ayes to 150 nays, Roll No. 363, the House voted to sustain the ruling of the Chair on the point of order.

Page 26420

Defense Authorization: By a yea-and-nay vote of 369 yeas to 48 nays, Roll No. 359, the House agreed to the conference report on H.R. 4481, to provide for the closing and realigning of military installations for a certain period—clearing the measure for Senate action.

Pages 26137, 26407

H. Res. 551, the rule waiving certain points of order against the conference report, was agreed to earlier by a voice vote.

Page 26135

District of Columbia Appropriations: By a yea-and-nay vote of 228 yeas to 188 nays, Roll No. 360, the House agreed to the Dornan motion to recommit to the committee of conference the conference report on H.R. 4776, making appropriations for the government of the District of Columbia and other agencies chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989, with instructions that House conferees insist on the House text of section 117 relating to use of funds for abortion, or to agree to an amendment to such House text containing an exception where the life of the mother would be endangered if the fetus were carried to term.

Pages 26113, 26409

Inclusion of Overseas Personnel in Decennial Censuses: By a yea-and-nay vote of 93 yeas to 317 nays, (Roll No. 361), the House failed to suspend the rules and pass H.R. 4720, to amend title 13, United States Code, to provide for the inclusion of members of the uniformed services and civilian employees of the Government assigned to posts of duty outside the United States, and their dependents, in censuses of population for purposes of the apportionment of Representatives in Congress. This bill was debated on Tuesday.

Page 26414

Sanctions on Iraq: House agreed to H. Res. 552, returning to the Senate the bill, S. 2763, entitled the "Prevention of Genocide Act of 1988".

Page 26415

Presidential Veto—Textile and Apparel Trade: Received and read a message from the President wherein he announces his veto of H.R. 1154, to remedy injury to the United States textile and apparel industries caused by increased imports, and explains his reasons therefor—ordered printed (H. Doc. 100-235).

Agreed to a motion providing that further consideration of the veto message be postponed to Tuesday, October 4.

Page 26415

Presidential Message—Rehabilitation Services: Received and read a message from the President wherein he transmits the annual report of the Rehabilitation Services Administration on activities in fiscal year 1987—referred to the Committee on Education and Labor.

Page 26416

Quorum Calls—Votes: Six yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 26034, 26043, 26124, 26134, 26408, 26413, 26414, 26419, 26422. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 7:56 p.m.

Committee Meetings

PET THEFT ACT

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing on S. 2353, Pet Theft Act of 1988. Testimony was heard from Senator Ford; James W. Glosser, Administrator, Animal and Plant Health Inspection Service, USDA; and public witnesses.

SIPSEY RIVER; U.S. FOREST SERVICE ADMINISTRATIVE APPEALS PROCESS REVISIONS

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy approved for full Committee action, as amended, H.R. 5395, to designate the Sipsey River as a component of the National Wild and Scenic Rivers System, to deisgnate certain areas as additions to the Sipsey Wilderness, to designate certain areas as additions to the Cheaha Wilderness, and to preserve over 30,000 acres of pristine natural treasures in the Bankhead National Forest for the aesthetic and recreational benefit of future generations of Alabamians.

The Subcommittee also held a hearing to review proposed revisions in the U.S. Forest Service administrative appeals process. Testimony was heard from Representatives Craig and Flippo; F. Dale Robertson, Chief, Forest Service, USDA; and public witnesses.

INTEGRITY OF THE DOD ACQUISITION SYSTEM AND ITS IMPACT ON U.S. NATIONAL SECURITY

Committee on Armed Services: Continued hearings on the integrity of the Defense Department's acquisition system and impact of the current procurement-fraud investigaton on U.S. national security. Testimony was heard from Caspar W. Weinberger, former Secretary of Defense.

UNIFORMED SERVICES TREATMENT FACILITIES

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing regarding the Uniformed Services Treatment Facilities. Testimony was heard from the following officials of the Department of Defense: Dr. William Mayer, Assistant Secretary, Health Affairs; Robert Pennisi, Deputy Assistant Inspector General, Auditing; and representatives of the Uniformed Services

Treatment Facilities; and David P. Baine, Associate Director, Human Resources Division; GAO.

P-REACTOR OPERATIONS

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on P-reactor operations at the Savannah River Plant. Testimony was heard from the following officials of the Department of Energy: Joseph F. Salgado, Deputy Secretary; Bill Kaspar, Manager, Savannah River Operations Office; Ernest C. Baynard, Assistant Secretary, Energy for Environment, Safety and Health; Troy E. Wade II, Acting Assistant Secretary, Defense Programs; Richard Starostecki, Deputy Assistant Secretary, Safety, Health and Quality Assurance; and a public witness.

INDUSTRIAL BASE EROSION

Committee on Armed Services: Subcommittee on Readiness held a hearing on the industrial-base erosion and the potential impact on defense readiness of the erosion in U.S. manufacturing of plastic injection molding machinery equipment. Testimony was heard from Representative Bentley; John E. Dubreuil, Director, Industrial Resources, Department of Defense; and John Richards, Director, Strategic Analysis Division, Department of Commerce.

SPECIAL OPERATIONS FORCES BUDGET

Committee on Armed Services: Subcommittee on Readiness, Special Operations Panel met in executive session to hold a hearing to review the Special Operations Forces budget and related subjects. Testimony was heard from the following officials of the Department of Defense: John O. Marsh, Jr., Secretary of the Army; and Charles S. Whitehouse, Assistant Secretary, Special Operations Forces and Low Intensity Conflict.

DISTRICT OF COLUMBIA LEGISLATION

Committee on the District of Columbia: Ordered reported the following bills: H.R. 4700, to authorize conveyance to Columbia Hospital for Women of certain parcels of land in the District of Columbia; and H.R. 4236, to amend the act of June 6, 1900, to increase the number of trustees of the Frederick Douglass Memorial and Historical Association.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor Standards held an oversight hearing on extending major labor statutes to Congressional employees. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 5117, to require that plastic ring carrier devices be degradable; and H.R. 3515, amended, to amend the Solid Waste Disposal Act to require the Administrator of the Environmental Protection Agency to promulgate regulations on the management of infectious waste.

NORTHROP CORPORATION'S POTENTIAL VIOLATIONS OF THE FOREIGN CORRUPT PRACTICES ACT

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing regarding Northrop Corporation's potential violations of the Foreign Corrupt Practices Act. Testimony was heard from a public witness.

PROPOSED SALE AND LAUNCH OF U.S. SATELLITES ON CHINESE MISSILE

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science, Subcommittee on Asian and Pacific Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on the Proposed Sale and Launch of U.S. Satellites on Chinese Missile. Testimony was heard from Representatives Nelson of Florida and Solomon; Gene McAllister, Assistant Secretary, East Asian and Pacific Affairs, Department of State; Carl Jackson, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of Defense; and public witnesses.

U.S.-JAPAN RELATIONS

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on U.S.-Japan Relations: Security Cooperation and Foreign Aid. Testimony was heard from Representative McMillan of North Carolina; and public witnesses.

SEMI-ANNUAL REPORT ON DRUG CORRUPTION IN FOREIGN COUNTRIES

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing to review the Section 2013 Report and the State Department Mid-Year Update. Testimony was heard from Ann Wrobleski, Assistant Secretary, Bureau of International Narcotics Matters, Department of State; and David Westrate, Assistant Administrator, Operations, DEA, Department of Justice.

CORPORATE RAIDING OF WORKER PENSION PLANS

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on Corporate Raiding of Worker Pension Plans. Testimony was heard from David Walker, Assistant Secretary, Pensions and Benefits, Department of Labor; Kathleen P. Utgoff, Executive Director, Pension Benefit Guarantee Corporation; and public witnesses.

USE AND ABUSE OF GOVERNMENT OWNED AIRCRAFT

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on Use and Abuse of Government Owned Aircraft. Testimony was heard from L. Nye Stevens, Senior Associate Director, General Government Division, GAO; John Layton, Inspector General, Department of Energy; and Joseph Wright, Deputy Director, OMB.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following measures: S. 1236, amended, to authorize relocation of under the Navajo-Hopi Relocation Program; H. Con. Res. 331, to acknowledge the contribution of the Iroquois Confederacy of Nations to the development of the U.S. Constitution and to reaffirm the continuing Government-to-Government relationship between Indian tribes and the United States established in the Constitution; and H.R. 5303, amended, to declare that certain lands be held in trust for the Quinault Indian Nation.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Began markup of the following measures; H.R. 5043, Post-Employment Restrictions Act of 1988; H.R. 3685, to amend title 31, United States Code, to increase from $25,000 to $40,000 the maximum amount that the United States may pay in settlement of a claim against the United States made by a member of the uniformed services or by an officer or employee of the Government; H.R. 4480, to change the name of the Pacific Tropical Botanical Garden, a federally chartered organization, to the National Tropical Botanical Garden; H.J. Res. 644, granting the consent of the Congress to the compact entered into between the State of North Carolina and the State of South Carolina establishing the Lake Wylie Marine Commission; and H.R. 4756, to amend title 18, United States Code, to make permanent certain law enforcement powers currently exercised by officers of the United States engaged in criminal enforcement of environmental laws; and H.R. 1417, Torture Victim Protection Act of 1987.

The Committee also considered private claims and immigration bills.

Will continue September 30.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime met in executive session to continue oversight hearings on illegal trafficking of firearms and drugs. Testimony was heard from officials of the DEA, Department of Justice.

Hearings continue tomorrow.

COASTAL ZONE MANAGEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography held a joint hearing on Coastal Zone Management, Coastal pollution and the protection of coastal resources. Testimony was heard from Tom Maginnis, Assistant Administrator, National Ocean Service and Ocean and Coastal Resources Management, NOAA, Department of Commerce; Rebecca W. Hanmer, Acting Assistant Administrator, Office of Water, EPA; James F. Ross, Director, Department of Land Conservation and Development, State of Oregon; Langdon Marsh, Executive Deputy Commissioner, Department of Environmental Conservation, State of New York; Sarah Taylor, Executive Director, Chesapeake Bay Critical Area Commission, Department of Natural Resources, State of Maryland; and a public witness.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Ordered reported the following measures: H.R. 5319, amended, relating to compensation for members of the U.S. Park Police and members of the U.S. Secret Service Uniformed Division; and H. Con. Res. 115, providing for participation by delegations of Members of both Houses of Congress in ceremonies to be held in April 1989 in New York City marking the 200th anniversary of the implementation of the Constitution as the form of government of the United States, the inauguration of President George Washington, and the proposal of the Bill of Rights as the first 10 amendments to the Constitution.

FAA'S OVERSIGHT OF THE COMMUTER AIRLINE INDUSTRY

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the FAA's Oversight of the Commuter Airline Industry. Testimony was heard from John Kern, Acting Deputy Associate Administrator, Regulations and Certification, FAA, Department of Transportation.

COLORADO UTE INDIAN WATER RIGHTS SETTLEMENT ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 2642, Colorado Ute Indian Water Rights Settlement Act of 1987. Testimony was heard from Chairman Udall; and Representatives Campbell and Rhodes.

CONFERENCE REPORT—DEFENSE SAVINGS ACT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R.

4481, Defense Savings Act of 1988, and against its consideration. The rule also provides that the conference report shall be considered as having been read when called up for consideration.

CONFERENCE REPORT—LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 4587, making appropriations for the legislative branch for the fiscal year ending September 30, 1989, and against its consideration, subject to copies of the conference report being available for at least 2 hours. The rule also provides that the conference report is considered as having been read and was called up for consideration.

FOREIGN ASSISTANCE APPROPRIATIONS

Committee on Rules: Granted a rule providing for the consideration of a motion, if offered by Representative Obey, or his designee, to recede and concur in Senate amendment number 119 to H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989, with an amendment printed in the report accompanying this resolution. The rule provides 1 hour of debate on the motion and the motion is not subject to a demand for a division of the question. All points of order against the motion are waived. Testimony was heard from Representatives Obey, Fauntroy, Conte, Dreier of California, Wylie, Bereuter and Leach.

CONFERENCE REPORT—DEPARTMENT OF DEFENSE APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 1989, and against its consideration, subject to copies of the conference report being available for at least 2 hours. The rule also provides that the conference report and motions to dispose of amendments in disagreement are to be considered as read when called up for consideration.

INDOOR AIR QUALITY ACT

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on H.R. 537, Indoor Air Quality Act of 1988. Testimony was heard from Senator Mitchell; Representative Kennedy; Don Clay, Acting Assistant Administrator, EPA; and public witnesses.

OVERSIGHT

Committee on Small Business: Subcommittee on Exports, Tourism and Special Problems held an oversight hearing on the impact of expanding the OSHA's Hazardous Communication Standard to the non-manufacturing sector. Testimony was heard from Charles Candell, Deputy General Counsel, Office of the Chief of Advocacy, SBA; the following officials of OSHA, Department of Labor: Frank White, Deputy Assistant Secretary; and Jennifer Silk, Health Scientist; and public witnesses.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

Joint Meetings

RURAL DEVELOPMENT IN THE 1990's

Joint Economic Committee: Committee concluded hearings to examine prospects for rural development in the 1990's, focusing on underlying causes of rural economic distress, the availability of credit necessary to revitalize rural businesses and communities, and the need for investments in rural infrastructure, after receiving testimony from Representatives Watkins and Jontz; Texas State Senator Bill Sims, Austin; Maine State Speaker of the House John Martin, Augusta; South Dakota State Senator Mary McClure, Pierre; Kansas State Representative Robin Leach, Topeka; Illinois State Senator John Maitland, Springfield; Murray D. Lull, American Bankers Association, Richard Larochelle, National Rural Electric Cooperative Association, and Mike Dunn, National Farmers' Union, all of Washington, DC; John F. Spies, Iowa Trust & Savings Bank, Emmetsburg, representing the Independent Bankers Association of America; Jack Cassidy, FCS Central Bank for Cooperatives, Denver, Colorado; and William Fulginiti, New Mexico Municipal League, Santa Fe.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4481, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4776, appropriated funds for fiscal year 1989 for the government of the District of Columbia.

APPROPRIATIONS—LEGISLATIVE BRANCH

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4587, appropriating funds for fiscal year 1989 for the Legislative Branch.

Office of Technology Assessment

The Board met and took the following actions:

1. Approved new project proposals, as follows:

A. U.S. Universities and Development Assistance: Technical Support for Agriculture, Natural Resources, and Environment;

B. Biotechnology in a Global Economy: Options for U.S. Strategy;

C. Forensic Uses of Genetic Tests;

D. High School Vocational Education: Measures of Program Performance;

E. Information Technology and Research;

2. Approved fiscal year 1990 appropriations request; and

3. Approved the nomination of Dr. Henry Koffler, President, University of Arizona, to the Technology Assessment Advisory Council.

Board recessed subject to call.

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Thursday, September 29, 1988

Senate

Chamber Action

Routine Proceedings, pages 26511–26680

Measures Introduced: Three bills and one resolution were introduced, as follows: S. 2844–2846, and S. Con. Res. 148. **Page 26613**

Measures Reported: Reports were made as follows:

S. 2477, to amend the Public Health Service Act to modify the authority for the regulation of clinical laboratories to require licensed laboratories to qualify under proficiency testing programs, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–561)

Special Report of the Committee on Veterans' Affairs Pursuant to Section 302(b) of the Congressional Budget Act of 1974. (S. Rept. No. 100–562) **Page 26612**

Measures Passed:

Technical Corrections: Senate agreed to S. Con. Res. 148, to correct technical errors in the enrollment of H.R. 1720, Family Welfare Reform Act. **Page 26609**

Grants for AIDS Treatment Drugs: Senate passed S. 2846, to provide for the awarding of grants for the purchase of drugs used in the treatment of AIDS. **Page 26679**

Parental and Medical Leave Act: Senate continued consideration of S. 2488, to grant employees parental and temporary medical leave under certain circumstances, with committee amendments and further amendments proposed thereto, as follows: **Page 26519**

Pending:

(1) Byrd motion to recommit the bill, with instructions to report back forthwith, with an amendment, as contained in Byrd Amendment No. 3308. **Page 26522**

(2) Byrd Amendment No. 3309, in the nature of a substitute for the instructions. **Page 26539**

(3) Byrd Amendment No. 3310 (to Amendment 3309), of a perfecting nature. **Page 26558**

A motion was entered to close further debate on the motion to recommit the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Monday, October 3. **Page 26577**

Senate will continue consideration of the bill on Friday, September 30.

Family Welfare Reform Act: By 96 yeas to 1 nay (Vote No. 341), Senate agreed to the conference report on H.R. 1720, to replace the existing AFDC program with a new Family Support Program which emphasizes work child support, and need-based family support supplements, to amend title IV of the Social Security Act, to encourage and assist needy children and parents under the new program to obtain the education, training, and employment needed to avoid long-term welfare dependence, and to make other necessary improvements to assure that the new program will be more effective in achieving its objectives. **Page 26577**

Nominations Received: Senate received the following nominations:

Arthur Albert Brennan, of Massachusetts, to be a Member of the National Mediation Board.

John D. Crawford, of Illinois, to be a Member of the Railroad Retirement Board.

Miguel Rios, Jr., of New Mexico, to be a Member of the National Science Board. **Page 26680**

Messages From the House: **Page 26609**

Measures Referred: **Page 26610**

Measures Ordered Placed on Calendar: **Page 26610**

Petitions and Memorials: **Page 26611**

Statements on Introduced Bills: **Page 26613**

Amendments Submitted: **Page 26615**

Additional Cosponsors: Page 26614

Authority for Committees: Page 26672

Notices of Hearings: Page 26672

Additional Statements: Page 26673

Record Votes: One record vote was taken today. (Total—341) Page 26609

Recess: Senate convened at 11 a.m., and recessed at 4:49 p.m., until 10 a.m., on Friday, September 30. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 26680.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee ordered the following nominations favorably reported:

Ken Kramer, of California, to be Assistant Secretary of the Army for Financial Management;

Milton L. Lohr, of California, to be Deputy Under Secretary of Defense for Acquisition; and

9,671 military nominations in the Army, Navy, Marine Corps, and Air Force.

NATURAL GAS TRANSPORTATION

Committee on Energy and Natural Resources: Subcommittee on Energy Regulation and Conservation held hearings on S. 1998 and S. 2313, bills to regulate interstate natural gas pipelines providing transportation service which bypasses local distribution companies and to encourage open access transportation by local distribution companies at cost-based rates, receiving testimony from Senators Cranston and Breaux; Catherine Cook, General Counsel, Federal Energy Regulatory Commission; Ted Gerarden, Donelan, Cleary, Wood and Maser, on behalf of the Cascade Natural Gas Corporation, Jerald Halvorsen, Interstate Natural Gas Association of America, Nicholas Bush, Natural Gas Supply Association, and Mark Cooper, Consumer Federation of America, all of Washington, DC; Willis Noland, The Powell Group, Lake Charles, Louisiana; Jim Porter, GDC Engineering, Inc., Baton Rouge, Louisiana; and Joseph R. Dudak, National Steel Corporation, Pittsburgh, Pennsylvania, on behalf of the Process Gas Consumers Group.

Hearings were recessed subject to call.

FIRE MANAGEMENT POLICY

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded joint hearings with the Committee on Agriculture, Nutrition and Forestry's Subcommittee on Conservation and Forestry to review current policies regarding fire management on lands administered by the National Park Service and the Forest Service, after receiving testimony from Senators Baucus, and Simpson; Donald Paul Hodel, Secretary of the Interior; William Penn Mott, Jr., and Walter Dabney, Chief Ranger, both of the National Park Service, Department of the Interior; George Dunlop, Assistant Secretary for Special Services and Dale Robertson, Chief, and Allan J. West, Deputy Chief for State and Private Forestry, both of the Forest Service, all for the Department of Agriculture.

NOMINATION

Committee on Environment and Public Works: Committee ordered favorably reported the nomination of James R. Curtiss, of Maryland, to be a Member of the Nuclear Regulatory Commission.

WAR POWERS

Committee on Foreign Relations: Special Subcommittee on War Powers concluded hearings to review the War Powers Resolution of 1973 (P.L. 93–148), after receiving testimony from Edwin B. Firmage, University of Utah, Salt Lake City; Michael J. Glennon, University of California Law School, Davis; W. Taylor Reveley III, Richmond, Virginia; Robert Turner, University of Virginia Law School, Charlottesville; David Friedman, and Peter Weiss, Center for Constitutional Rights, both of New York, New York; James Nathan, University of Delaware, Newark; and Charles E. Rice, University of Notre Dame Law School, Notre Dame, Indiana.

DEFENSE ETHICS PROGRAM

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held oversight hearings on implementation of the Department of Defense ethics programs, receiving testimony from Derek J. Vander Schaaf, Deputy Inspector General, Howard W. Cox, Deputy Assistant Inspector General for Criminal Investigations Policy, Kathleen A. Buck, Designated Agency Ethics Official and General Counsel, Office of the Secretary of Defense, and Michael Sterlacci, Assistant General Counsel (Legal Counsel), David W. Ream, Senior Attorney, and Lt. Col. John R. Shaughnessy, Attorney, all of the Office of Standards of Conduct, Office of the General Counsel, all of the Department of Defense; F. Gary Davis, Chief Counsel, and Edward Pratt, Management Analyst, Monitoring and Compliance Division, both of the Office of Government Ethics, Office of Personnel Management.

Hearings were recessed subject to call.

NATIONAL COMMISSION ON HUMAN RESOURCES

Committee on Labor and Human Resources: Subcommittee on Education, Arts, and Humanities concluded hearings on S.J. Res. 368, to establish a National Commission on Human Resources, after receiving testimony from T. George Harris, Psychology Today Magazine, and American Health Magazine, and Robert L. Schwartz, School for Entrepreneurs, both of New York, New York; Willis B. Goldbeck, Washington Business Group on Health, and Markley Roberts, AFL–CIO, both of Washington, DC; and Herbert Benson, New England Deaconess Hospital, Boston, Massachusetts.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered the following business items favorably reported:

S. 187, to provide for the protection of Native American rights for the remains of their dead and sacred artifacts, and for the creation of Native American cultural museums, with an amendment in the nature of a substitute;

S. 2672, to provide Federal recognition for the Lumbee Tribe of North Carolina, with an amendment in the nature of a substitute;

S. 2723, to partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, to clarify the use of tribal timber proceeds, with an amendment in the nature of a substitute;

S. 2752, to declare that certain lands be held in trust for the Quinault Indian Nation, with an amendment in the nature of a substitute;

H.R. 3621, to declare that certain lands located in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservation with which they are contiguous, with an amendment in the nature of a substitute;

S. 136, to improve the health status of Native Hawaiians, with an amendment in the nature of a substitute; and

The nominations of Thomas A. Thompson, of Montana, and Herman Agoyo, of New Mexico, each to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 5420–5424; 1 private bill, H.R. 5425; and 7 resolutions, H.J. Res. 668 and 669, H. Con. Res. 379 and 380, and H. Res. 556–558 were introduced.

Page 26817

Reports Filed: Reports were filed as follows:

H. Res. 556, waiving certain points of order against the conference report on H.R. 1720, Family Welfare Reform Act (H. Rept. 100–1003);

H. Res. 557, providing for the consideration of S. 2749, to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces (H. Rept. 100–1004);

H.R. 4883, to amend the Federal Water Pollution Control Act to include Massachusetts Bay, Massachusetts, in the National Estuary Program, amended (H. Rept. 100–1005);

H.R. 5186, to designate the Federal Building and United States Courthouse at 109 South Highland, Jackson, Tennessee, as the "Ed Jones Federal Building", amended (H. Rept. 100–1006);

S. 1476, to designate the Federal Record Center at 9700 Page Boulevard, Overland, Missouri, as the "SSG Charles F. Prevedel Building", amended (H. Rept. 100–1007);

S. 2496, to provide for the leasing of certain real property to the American National Red Cross, District of Columbia Chapter, for the construction and maintenance of certain buildings and improvements (H. Rept. 100–1008);

H.R. 5321, to amend the Motor Carrier Safety Act of 1984 to eliminate application of the commercial zone exemption to commercial motor vehicle safety regulations, amended (H. Rept. 100–1009); and

Conference report on H.R. 4776, making appropriations for the government of the District of Columbia and other agencies chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989 (H. Rept. 100–1010).

Page 26817

Agriculture Appropriations: By a yea-and-nay vote of 353 yeas to 35 nays, Roll No. 364, the House agreed to the conference report on H.R. 4784, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1989. **Page 26687**

House receded in its disagreement and concurred in Senate amendments Nos. 20, 60, 71, 78, 115, 116, 117, 118, and 119.

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 1, 12, 22, 43, 46, 56, 68, 75, 82, 90, 91, 109, 120, 121, 122, 126, 127, 128, 129, 130, 131, 140, 141, and 142. **Page 26701**

House insisted on its disagreement to the Senate amendment's No. 110 and 134—clearing the measure for Senate action.

Legislative Branch Appropriations: By a yea-and-nay vote of 253 yeas to 133 nays, Roll No. 365, the House agreed to the conference report on H.R. 4587, making appropriations for the Legislative

Branch for the fiscal year ending September 30, 1989—clearing the measure for Senate action.
Page 11728

H. Res. 533, the rule which waived certain points of order against the conference report, was agreed to earlier by a voice vote.

Foreign Operations Appropriations: By a yea-and-nay vote of 303 yeas to 90 nays, Roll No. 367, the House agreed to a motion to recede from its disagreement and concur, with an amendment, to Senate amendment No. 119, to H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989—clearing the measure for Senate action.
Page 26681

H. Res. 554, as modified, which provided for the preceding motion, was agreed to earlier by a yea-and-nay vote of 303 yeas to 84 nays, Roll No. 366.
Pages 26684, 26717, 26726

Federal Equitable Pay Practices: By a recorded vote of 302 ayes to 98 noes, Roll No. 371, the House passed H.R. 387, to promote equitable pay practices and to eliminate discrimination within the Federal civil service.
Page 26739

Agreed to the committee amendment in the nature of a substitute.
Page 26755

Agreed to the Fawell amendment that requires that none of the provisions of the bill be construed as impacting on Congressional intent regarding title VII of the Civil Rights Act of 1964 and section 6(d) of the Fair Labor Standards Act.
Page 26746

Rejected:

The Armey amendment that sought to require the Commission to use at least three different consultants to conduct the study provided for in the bill (rejected by a recorded vote of 111 ayes to 285 noes, Roll No. 368);
Page 26739

The Burton en bloc amendments that sought to provide that the Commission review all studies since January 1, 1975, concerning pay scales of Federal Government employees, with particular attention to those studies involving groups dominated by a particular race, sex, or ethnic origin (rejected by a recorded vote of 106 ayes to 289 noes, Roll No. 369); and
Page 26740

The Burton amendment that sought to provide for advance review by the House Committee on Appropriations and the Congress of funds from the Office of Personnel Management general spending account, which would be expended in furtherance of the provisions in the bill (rejected by a recorded vote of 122 ayes to 273 noes, Roll No. 370).
Page 26751

The Gekas amendment was offered, but subsequently withdrawn, that sought to broaden the definition of "ethnicity" in the bill so as to refer to the country where a person was born, or the country from which his or her ancestors came.
Page 26753

Trauma Care Amendments: House passed H.R. 3133, to amend the Public Health Service Act to improve emergency medical services and trauma care.

Agreed to the committee amendment in the nature of a substitute.
Page 26758

Agreed to the Madigan en bloc amendments that included waiver authority for states in setting up their trauma-care centers; and clarification that nothing in the bill limits a state's ability to provide more than one trauma-care center or region.
Page 26765

The Clerk was authorized to correct section numbers, cross-references, punctuation, and indentation, and to make other technical and conforming changes necessary in the engrossment of the bill.
Page 26766

H. Res. 536, the rule under which the bill was considered was agreed to earlier by a voice vote.
Page 26757

District of Columbia Appropriations: The House agreed to the Dornan motion to recommit to the committee of conference the conference report on H.R. 4776, making appropriations for the government of the District of Columbia and other agencies chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989, with instructions to the managers on the part of the House to insist on the House text of section 117 relating to the use of funds for abortions, or to agree to an amendment to such House text containing an exception where the life of the mother would be endangered if the fetus were carried to term.
Page 26767

Quorum Calls—Votes: Four yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 26701, 26717, 26726, 26738, 26740, 26745, 26753, 26755, 26756. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 10:44 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported, as amended, the following bills: H.R. 4724, to direct the Secretary of Agriculture to release a reversionary interest of the United States in certain land located in Oktibbeha County, MS; H.R. 5318, Egg Research and Consumer Information Act Amendments of 1988; and H.R. 5395, to designate the Sipsey River as a component of the National Wild and Scenic Rivers System, to designate certain areas as additions to the Sipsey Wilderness, to designate certain areas as additions to the Cheaha Wilderness, and to preserve over 30,000 acres of pristine natural treasures in the Bankhead National Forest for the aesthetic and recreational benefit of future generations of Alabamians.

DEFENSE ACQUISITION SYSTEM

Committee on Armed Services: Acquisition Policy Panel held a hearing on the defense acquisition system. Testimony was heard from public witnesses.

STRATEGIC DEFENSE RESEARCH

Committee on Armed Services: Strategic Defense Initiative Panel held a hearing on the issue of strategic defense research in the 1970's and the prospects for ballistic missile defense in the future. Testimony was heard from Benson Adams, Deputy Commissioner, Standing Consultative Commission, Office, Secretary of Defense; and a public witness.

B-1B PENETRATION CAPABILITIES

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems and the Subcommittee on Research and Development met in executive session to receive a joint briefing on B-1B penetration capabilities. The Subcommittees were briefed by George Schneiter, Deputy Under Secretary, Research and Advanced Technology, Department of Defense; and public witnesses.

NATIONAL LABORATORY COMPETITIVENESS ACT

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on H.R. 5132, National Laboratory Competitiveness Act of 1988. Testimony was heard from Adm. Kinnaird McKee, Director, Nuclear Propulsion, Naval Sea Systems Command, Department of Defense; and Richard Duval, Acting Deputy Assistant Secretary, Defense Programs, Department of Energy.

MORALE, WELFARE AND RECREATION AND COMMISSARY ISSUES

Committee on Armed Services: Subcommittee on Readiness, Morale, Welfare and Recreation Panel held a hearing on morale, welfare, and recreation and commissary issues. Testimony was heard from the following officials of the Department of Defense: Grant S. Green, Jr., Assistant Secretary (Force Management and Personnel); Delbert L. Spurlock, Jr., Assistant Secretary, Army (Manpower and Reserve Affairs); Kenneth P. Bergquist, Assistant Secretary, Navy (Manpower and Reserve); Karen R. Keesling, Acting Assistant Secretary, Air Force (Manpower and Reserve Affairs); Lt. Gen. Anthony Lukeman, Deputy Assistant Secretary (Military Manpower and Personnel Policy); Brig. Gen. James S. Hayes, Commander, U.S. Army Troop Support Agency; RAdm. Rodney K. Squibb, Commander, Navy Resale and Services Support Office; Maj. Gen. M. Gary Alkire, Commander, Air Force Commissary Service; and Brig. Gen. Michael P. Downs, Director, Facilities and Services Division, USMC.

AEGIS WEAPON SYSTEM

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the operational test and evaluation of the Navy's Aegis weapon system. Testimony was heard from the following officials of the Department of Defense: John E. Krings, Director, Operational Test and Evaluation; VAdm. Paul F. McCarthy, Director, Research and Development Requirements, Test and Evaluation; and RAdm. Daniel J. Wilkensdorfer, Commander, Operational Test and Evaluation Force, both with the Department of the Navy; and Eleanor Chelimsky, Director, Program Evaluation and Methodology Division, GAO.

DISPLACEMENT CAUSED BY CDBG AND UDAG ACTIVITIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development, hearing on Displacement Caused by CDBG and UDAG Activities. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Held an oversight hearing on the Job Training Partnership Act. Testimony was heard from Gerald W. Peterson, Assistant Inspector General, Audit, Department of Labor; Larry Thompson, Assistant Comptroller General, Human Resource Programs, GAO; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Select Education held an oversight hearing on the Center for the Study of Education of the Disadvantaged, Office of Educational Research and Improvement. Testimony was heard from Linda Roberts, Office of Technology Assessment; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following measures: H.R. 4939, amended, Lead Contamination Control Act of 1988; and H. Con. Res. 276, expressing the sense of Congress that the Surgeon General should declare that drunk driving is a national crisis.

CONTRACTUAL RELATIONS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing regarding the contractual relations between the Department of Energy and RDA Logicon, a Los Angeles defense contractor. Testimony was heard from Troy E. Wade, Acting Assistant Secretary, Defense Programs, Department of Energy; and public witnesses.

PROMOTING MUTUAL GROWTH: U.S.-LATIN AMERICAN TRADE

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on "Promoting Mutual Growth: U.S.-Latin American Trade." Testimony was heard from public witnesses.

FEDERAL RESPONSE TO MISCONDUCT IN SCIENCE

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on Federal Response to Misconduct in Science: Are Conflicts of Interest Hazardous to Our Health. Testimony was heard from the following officials of the Department of Health and Human Services: Richard P. Kusserow, Inspector General; and Dr. James B. Wyngaarden, Director, NIH; and public witnesses.

REPORT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight approved the following report: "Was Pulp Mill Employee Fired as a Result of His Congressional Testimony?"

COMPACT OF FREE ASSOCIATION BETWEEN THE U.S. AND THE GOVERNMENT OF PALAU

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs approved for full Committee action, as amended, H.J. Res. 597, to authorize entry into force of the Compact of Free Association between the United States and the Government of Palau.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime continued oversight hearings on illegal trafficking of firearms and drugs. Testimony was heard from officials of the DEA, Department of Justice.

Hearings continue October 4.

OVERSIGHT

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held an oversight hearing on the Department of Transportation's Commercial Air Carrier Fitness Policy, focusing upon the proposed privatization of Trans World Airlines (TWA). Testimony was heard from Greg Dole, Assistant Secretary, Policy and International Affairs, Department of Transportation; and public witnesses.

CONFERENCE REPORT—FAMILY WELFARE REFORM ACT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 1720, Family Welfare Reform Act of 1987, and against its consideration. The rule provides that the conference report shall be considered as read when called up for consideration. Testimony was heard from Chairman Rostenkowski, and Representative Downey of New York.

NATIONAL DEFENSE AUTHORIZATION ACT

Committee on Rules: Granted a rule providing for a motion to take S. 2749, National Defense Authorization Act for fiscal year 1989, from the Speaker's table. All points of order against the consideration of the bill are waived. The rule provides for a motion to strike out all after the enacting clause of the bill and insert in lieu thereof the provisions of H.R. 4481 as passed by the House on July 12, 1988. The motion is debatable for one hour, equally divided and controlled by the proponent and a Member opposed thereto. All points of order against the motion are waived. The rule provides one motion to commit. Finally, the rule makes in order a motion that the House insist on its amendment to the bill and request a conference with the Senate. Testimony was heard from Representatives Dellums and Armey.

INCREASE IN THE MEDICARE PART B PREMIUM FOR 1989

Committee on Ways and Means: Subcommittee on Health held a hearing on the increase in the Medicare Part B Premium for 1989. Testimony was heard from Dr. William L. Roper, Administrator, Health Care Financing Administration, Department of Health and Human Services; Dr. Philip R. Lee, Chairman, Physician Payment Review Commission; and public witnesses.

SOCIAL SECURITY RETIREMENT TEST

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the social security retirement test. Testimony was heard from Representatives Archer, Gilman, Wyden, and Bilirakis; Dorcas Hardy, Commissioner, SSA, Department of Health and Human Services; Nancy Gordon, Assistant Director, Human Resources and Community Development Division, CBO; and public witnesses.

CISPES

Permanent Select Committee on Intelligence: Held a hearing on the Committee in Solidarity with the People of El Salvador (CISPES). Testimony was heard from William S. Sessions, Director, FBI, Department of Justice.

LEGALIZATION OF ELICIT DRUGS: IMPACT AND FEASIBILITY

Select Committee on Narcotics Abuse and Control: Held a hearing on "Legalization of Elicit Drugs: Impact and Feasibility". Testimony was heard from Representatives Scheuer, Hubbard, Dyson, Cardin, Mfume, and Fascell; John Lawn, Administrator, DEA, Department of Justice; Charles R. Schuster, Director, National Institute on Drug Abuse, NIH, Department of Health and Human Services; Kurt L. Schmoke, Mayor, Baltimore, MD; Marion S. Barry, Jr., Mayor, Washington, DC; Donald Master, Mayor, Charles Town, WV; Carrie Saxon Perry, Mayor, Hartford, CT; Edward I. Koch, Mayor, New York City; Dennis Callahan, Mayor, Annapolis, MD; and public witnesses.

Joint Meetings

Joint Hearing: Senate Committee on Agriculture, Nutrition, and Forestry's Subcommittee on Agricultural Research and General Legislation held joint hearings with the House Committee on Agriculture's Subcommittee on Department Operations, Research, and Foreign Agriculture to review critical challenges facing agricultural research, receiving testimony from Theodore L. Hullar, University of California, Davis; William E. Marshall, Pioneer Hi-Bred International, Inc., Johnston, Iowa; Mary-Dell Chilton, North Carolina State University, Durham, on behalf of CIBA-Geigy Corporation, and the Council of the National Academy of Sciences; and Peter Day, Rutgers University, New Brunswick, New Jersey.

Hearings were recessed subject to call.

SBA REAUTHORIZATION AND AMENDMENT ACT

Conferees agreed to file a conference report on H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1958.

CAPITAL OWNERSHIP DEVELOPMENT PROGRAM

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 1807, to amend the Small Business Act, to reform the Capital Ownership Development Program, but did not complete action thereon, and will meet again tomorrow.

Friday, September 30, 1988

Senate

Chamber Action

Routine Proceedings, pages 26857–27136

Measures Introduced: Five bills and four resolutions were introduced, as follows: S. 2847–2851 and S.J. Res. 389–392.

Page 27034

Measures Reported: Reports were made as follows:

H.R. 4030, to strengthen certain fish and wildlife laws, with amendments. (S. Rept. No. 100–563)

S. 2723, to partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, to clarify the use of tribal timber proceeds, with an amendment in the nature of a substitute. (S. Rept. No. 100–564)

S. Con. Res. 76, to acknowledge the contribution of the Iroquois Confederacy of Nations to the Development of the United States Constitution and to reaffirm the continuing government-to-government relationship between Indian tribes and the United States established in the Constitution (S. Rept. No. 100–565)

H.R. 4068, to amend the Archeological Resources Protection Act of 1979 to strengthen the enforcement provisions of that Act, with amendments. (S. Rept. No. 100–566)

H.R. 791, to authorize the water resources research activities of the United States Geological Survey, with an amendment in the nature of a substitute. (S. Rept. No. 100–567)

S. 850, to amend the Wild and Scenic Rivers Act to designate a segment of the Rio Chama River in New Mexico as a component of the National Wild and Scenic Rivers System, with an amendment in the nature of a substitute. (S. Rept. No. 100–568)

S. 1985, to improve the protection and management of archeological resources on federal land. (S. Rept. No. 100–569)

S. 2148, to amend the Wild and Scenic Rivers Act of 1968, with an amendment in the nature of a substitute. (S. Rept. No. 100–570)

S. 2264, to authorize the Secretary of the Interior to exchange certain Federal mining rights for certain lands in New Mexico, with an amendment in the nature of a substitute. (S. Rept. No. 100–571)

S. 2545, to redesignate Salinas National Monument in the State of New Mexico, with an amendment in the nature of a substitute. (S. Rept. No. 100–572)

S. 2617, to revise the boundary of Aztec Ruins National Monument in the State of New Mexico, with an amendment. (S. Rept. No. 100–573)

S. 2750, to authorize a study on wetlands to commemorate the nationally significant contributions of Georgia O'Keefe, with an amendment and an amendment to the title. (S. Rept. No. 100–574)

S. 2767, to authorize a study of the history and culture of Warm Springs, New Mexico, in order to preserve its historic and cultural legacy for future generations. (S. Rept. No. 100–575)

H.R. 2985, to designate the facility of the United States Postal Service located at 850 Newark Turnpike in Kearny, New Jersey, as the "Dominick V. Daniels Postal Facility".

S. Res. 412, expressing the sense of the Senate with regard to the use of degradable products.

S. 2571, to designate certain National Forest System lands in the State of Oklahoma for inclusion in the National Wilderness Preservation System, create the Winding Stair Mountain National Recreation and Wilderness Area, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–576)

H.R. 2677, to establish procedures for review of tribal constitutions and bylaws or amendments thereto pursuant to the Act of June 18, 1934 (48 Stat. 987), with an amendment in the nature of a substitute. (S. Rept. No. 100–577)

S. 2838, to designate the Sipsey River as a component of the National Wild and Scenic Rivers System, to designate certain areas as additions to the Sipsey Wilderness, to designate certain areas as additions to the Cheaha Wilderness, and to preserve over thirty thousand acres of pristine natural treasures in the Bankhead National Forest for the aesthetic and recreational benefit of future generations of Alabamians, and for other purposes. (S. Rept. No. 100–578)

S. 2672, to provide Federal recognition for the Lumbee Tribe of North Carolina, with an amendment in the nature of a substitute. (S. Rept. No. 100–579)

S. 136, to improve the health status of Native Hawaiians, with an amendment in the nature of a substitute. (S. Rept. No. 100–580)

H.R. 3621, to declare that certain lands located in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservation with which they are contiguous, with amendments. (S. Rept. No. 100–581)

S. 2752, to declare that certain lands be held in trust for the Quinault Indian Nation, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–582)

Page 27033

Measures Passed:

Alcee L. Hastings—Impeachment Proceedings: Senate agreed to S. Res. 480, to carry the impeachment proceedings against Judge Alcee L. Hastings over to the 101st Congress.

Page 26867

Colorado River Storage Project: Senate passed H.R. 3408, to increase the amounts authorized for the Colorado River Storage Project, after agreeing to Garn Amendment No. 3317, to modify the boundary of the Uinta National Forest to include certain Strawberry Valley Project lands currently administered by the Bureau of Reclamation, and to compensate the Strawberry Users Association for certain contractual surface rights.

Page 26868

Amending Standing Rules of the Senate: Senate agreed to S. Res. 479, to amend rule XXVI of the Standing Rules of the Senate to authorize the Committee on Rules and Administration to direct Senate committees to report two year authorizing resolutions and to permit the Committee on Rules and Administration to report one authorization resolution containing more than one committee authorization resolution.

Page 26875

National Paralysis Awareness Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 364, to designate the week of October 2 through October 8, 1988, as "National Paralysis Awareness Week", and the resolution was then passed.

Page 26877

Judicial District of Maryland: Senate passed H.R. 1596, to amend title 28, United States Code, to create two divisions in the Judicial District of Maryland.

Page 26877

Enrollment Correction: Senate agreed to H. Con. Res. 373, correcting technical errors in the enrollment of H.R. 1467, authorizing appropriations to carry out the Endangered Species Act of 1973 during fiscal years 1988, 1989, 1990, 1991, and 1992.

Page 26877

Forest Wildlife Emergency Pay Equity Act: Senate passed S. 1911, to amend title 5, United States Code, to allow all forest fire fighting employees to be paid overtime without limitation while serving on forest fire emergencies, after agreeing to a committee amendment in the nature of a substitute.

Page 26878

Negotiated Rule Making Act: Senate passed S. 1504, to provide for an alternative to the present adversarial rule making procedure by establishing a process to facilitate the formation of negotiated rule making committees, after agreeing to a committee amendment in the nature of a substitute.

Page 26879

Winding Stair Mountain Recreation and Wilderness Area: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 4354, to designate certain National Forest System lands in the State of Oklahoma for inclusion in the National Wilderness Preservation System, and create the Winding Stair Mountain National Recreation and Wilderness Area, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2571, Senate companion measure, with a committee amendment in the nature of a substitute.

Page 26939

S. 2571 was indefinitely postponed.

Page 26943

Inter-American Convention on International Commercial Arbitration: Senate passed S. 2204, to implement the Inter-American Convention on International Commercial Arbitration, after agreeing to a committee amendment.

Page 27093

Promotion of Native American Languages: Senate passed S.J. Res. 379, to establish as the policy of the United States the preservation, protection, and promotion of the rights of indigenous Americans to use, practice and develop Native American languages.

Page 27094

Hoopa-Yurok Settlement Act: Senate passed S. 2723, to partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, and to clarify the use of tribal timber proceeds, after agreeing to a committee amendment in the nature of a substitute, and Byrd (for Inouye) Amendment No. 3349, to strike Section 15 of the bill.

Page 27094

Salt River Pima-Maricopa Indian Community Water Rights Settlement Act of 1988: Senate passed H.R. 4102, to provide for the settlement of water rights claims of the Salt River Pima-Maricopa Indian Community in Maricopa County, Arizona, after agreeing to Byrd (for Stennis/Hatfield) Amendment No. 3350, to strike the language of the bill transferring funds to the Ak-Chin project.

Page 27103

Southern California Indian Land Transfer Act: Senate passed H.R. 3621, to declare that certain lands located in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservation with which they are contiguous, after agreeing to committee amendments.

Page 27105

Restoration of Democracy to Haiti: Senate agreed to S. Con. Res. 149, expressing the sense of the Congress regarding the restoration of democracy to Haiti and on conditions for the resumption of United States assistance to that country.

Page 27110

International Fishery Agreement: Senate passed H.R. 4919, to approve the governing international fishery agreement between the United States and the Union of Soviet Socialist Republics, after agreeing to Byrd (for Hollings) Amendment No. 3351, to provide for the authorization for certificates of documentation of certain vessels, and to provide for the transfer of the Coast Guard Cutter *Ingham.*

Page 27110

National Wild and Scenic Rivers Act Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 378, designating the week of October 2 through 8, 1988, as "National Wild and Scenic Rivers Act Week", and the resolution was then passed.

Page 27112

Restoration of Democracy in Panama: Senate agreed to S. Con. Res. 140, calling for the restoration of democracy in Panama and pledging economic assistance, after agreeing to the following amendments proposed thereto:

Page 27112

(1) Armstrong (for Gramm) Amendment No. 3352, to promote vigorously free enterprise and democracy in Panama through limited government and the fundamental economic rights and opportunities that support and sustain them.

Page 27112

(2) Armstrong (for Gramm) Amendment No. 3353, to amend the preamble.

Page 27115

Health Status of Native Hawaiians: Senate passed S. 136, to improve the health status of Native Hawaiians, after agreeing to a committee amendment in the nature of a substitute and a Byrd (for Inouye) Amendment No. 3354. of a technical nature.

Page 27115

Landless Indian Tribes—Rights to Organize: Senate passed H.R. 2677, to establish procedures for review of tribal constitutions and bylaws or amendments thereto pursuant to the Act of June 18, 1934 (48 Stat. 987), after agreeing to a committee amendment in the nature of a substitute, and the following amendments proposed thereto:

Page 27120

(1) Byrd (for Proxmire) Amendment No. 3355, to provide for the use and distribution of funds awarded to Wisconsin Band of Potawatomi in docket 28 of the United States Claims Court, and to declare certain lands are held in trust for Potawatomi Indian communities in Wisconsin and Michigan.

Page 27123

(2) Byrd (for Inouye) Amendment No. 3356, to declare that certain lands located in California and

held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservation with which they are contiguous.

Page 27123

(3) Armstrong (for Murkowski) Amendment No. 3357, to include wildlife proceeds received between the date of withdrawal and the date of conveyance from harvests on lands conveyed pursuant to the Act.

Page 27124

Pipeline Safety Reauthorization Act: Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 2266, to amend the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipeline Safety Act of 1979 to authorize appropriations for fiscal years 1988 and 1989, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof, the text of S. 2424, after agreeing to committee amendments, and taking action on the following amendments proposed thereto:

Page 27125

Adopted:

(1) Byrd (for Johnston) Amendment No. 3358, concerning the safety in the vicinity of pipeline facilities.

Page 27130

(2) Byrd (for Exon) Amendment No. 3359, to allow written power of attorney under Truth in Mileage Act of 1986, to clarify the definition of "transferor, and to provide for annual odometer updates.

Page 27131

(3) Armstrong (for Durenberger) Amendment No. 3360, to provide that the Secretary shall increase by not less than 2 the number of instructors in pipeline safety at the Transportation Safety Institute.

Page 27131

(4) Armstrong (for Kasten) Amendment No. 3362, to clarify the intent of Congress relating to the 1978 codification of title 49 United States Code.

Page 27133

Withdrawn:

Armstrong (for Durenberger) Amendment No. 3361, to authorize State enforcement of Federal pipeline safety regulations.

Page 27132

Parental and Medical Leave Act: Senate continued consideration of S. 2488, to grant employees parental and temporary medical leave under certain circumstances, with committee amendments and additional amendments proposed thereto, as follows:

Pages 26891, 26934

Pending:

(1) Byrd motion to recommit the bill, with instructions to report back forthwith, with an amendment, as contained in Byrd Amendment No. 3308.

Page 26522

(2) Byrd Amendment No. 3309, in the nature of a substitute for the instructions.

Page 26539

(3) Byrd Amendment No. 3310 (to Amendment 3309), of a perfecting nature.

Page 26558

During consideration of this measure today, Senate took the following action:

By 52 yeas to 42 nays (Vote No. 344), Senate tabled the Dole motion to postpone further consideration of the bill until 4 p.m., Thursday, October 6.

Page 26939

Senate will continue consideration of the bill and pending amendments proposed thereto, on Monday, October 3, with a vote on the cloture motion to occur at 1 p.m. *(30 minute vote)*

Pinelands National Reserve Center: Senate concurred in the House amendment to S. 1165, to authorize the Secretary of the Interior to provide for the development and operation of a visitor and environmental education center in the Pinelands National Reserve, in the State of New Jersey.

Page 26875

Coastal Heritage Trail: Senate concurred in the amendments of the House to S. 2057, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey, with a Byrd (for Bradley) Amendment No. 3318, to designate the Coastal Heritage Trail Route and to further the utilization and rehabilitation of the area known as Officers Row located within the Sandy Hook Unit of the Gateway National Recreation Area, New Jersey, by permitting the State of New Jersey to construct a marine sciences laboratory.

Page 26875

Foreign Operations Appropriations—Conference Report: Senate agreed to the conference report on H.R. 4637, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1989.

Pages 26898, 27028

Senate concurred in the House amendment to Senate Amendments Nos. 1, 5, 7, 10, 11, 23, 31, 33, 35, 44, 47, 53, 55, 62, 64, 70, 84, 86, 87, 89, 90, 101, 103, 111, 112, 115, 124, 133, 135, 141, 144, 169–173, 175, 177, 179, and 180.

Page 26902

Senate concurred in the House amendment to Senate Amendment No. 119, taking action on additional amendments proposed thereto, as follows:

Pages 26906, 26922

Adopted:

(1) Pell Modified Amendment No. 3320 (to the House Amendment to the Senate Amendment No.

119), to extend the authority of the Overseas Private Investment Corporation to issue political risk insurance and guarantees until September 30, 1992, to continue a cultural exchange program sponsored by the United States Information Agency, and to prohibit the exclusion from entry into the United States or the deportation of any individual solely because of his or her expressed beliefs.

Page 26919

(2) Domenici/Bingaman Modified Amendment No. 3337 (to Amendment No. 3320), to permit release of USIA film "Land of Enchantment" to the National Archives so it can be used in the production of an educational film on the history of art in New Mexico.

Page 26919

Rejected:

(1) Symms Modified Amendment No. 3319 (to the House Amendment to the Senate Amendment No. 119), to strike the 6-year authorization for additional U.S. contributions to the World Bank. (By 57 yeas to 34 nays (Vote No. 342), Senate tabled the amendment.)

Page 26909

(2) Metzenbaum Amendment No. 3321 (to Amendment No. 3320), to prohibit the Overseas Private Investment Corporation from insuring, reinsuring or guaranteeing projects overseas under certain circumstances. (By 72 yeas to 23 nays (Vote 343), Senate tabled the amendment.)

Pages 26910, 26918

Senate concurred in the House amendment to Senate Amendment No. 176, agreeing to the following amendments proposed thereto:

Page 26922

(1) Helms Amendment No. 3338 (to the House Amendment to the Senate Amendment No. 176), to provide for the enactment of sanctions on Iraq to deter Iraq's use of chemical weapons.

Page 26922

(2) Pell Amendment No. 3339 (to Amendment No. 3338), of a perfecting nature.

Page 26922

Senate concurred in the House amendment to Senate Amendment No. 182, agreeing to the following amendments proposed thereto:

Pages 26928, 26934

(1) Helms Amendment No. 3340 (to the House Amendment to the Senate Amendment No. 182), to stem the proliferation of missiles in the Middle East.

Page 26928

(2) Specter Amendment No. 3342 (to the House Amendment to the Senate Amendment No. 182), to express the sense of the Senate that the President be urged to undertake discussions and negotiations with other nations, which are principal suppliers of arms in the Mideast, to limit the sale of arms to nations in the Mideast.

Page 26929

(3) Helms Amendment No. 3343 (to the House Amendment to the Senate Amendment No. 182), to provide assurances that foreign diplomats accused of violent crimes in the United States will be prosecuted under applicable U.S. laws or required to leave the United States permanently.

Page 26932

Withdrawn:

Specter Amendment No. 3341 (to the House Amendment to the Senate Amendment No. 182), to provide that no funds may be appropriated obligated or expended if after October 1, 1988, any Maverick G. missiles are sold to Kuwait.

Page 26928

Senate concurred in the House Amendment to the Senate Amendment No. 134.

Page 26922

Senate receded from its amendments to the House amendment to Senate amendments No. 176 and 182.

Page 27028

Agriculture Appropriations, 1989—Conference Report: By 90 yeas to 4 nays (Vote No. 345), Senate agreed to the conference report on H.R. 4784, making appropriations for rural development, agriculture, and related agencies programs for the fiscal year ending September 30, 1989.

Pages 26939, 26943

Senate concurred in the House Amendment to Senate Amendment Nos. 1, 12, 22, 43, 46, 56, 68, 75, 82, 90, 91, 109, 120, 121, 122, 126, 127, 128, 129, 130, 131, 140, 141, and 142.

Page 26944

Senate receded from its Amendment Nos. 110 and 134.

Page 26946

Department of Defense Appropriations, 1989—Conference Report: Senate agreed to the conference report on H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989.

Page 26956

Senate concurred in the House amendment to Senate amendment Nos. 1, 19, 21, 23, 35, 36, 42, 45, 49, 50, 60, 61, 71, 72, 73, 77, 78, 80, 81, 83, 87, 102, 103, 104, 106, 108, 128, 131, 138, 179, 186, 192, 195, 206, 208, 209, 210, 220, 227, 228–230, 232–245, 247–250, 253, 254, 256–261, 263, 264, 269–275, and 277.

Page 26979

Senate concurred in the amendment of the House to Senate amendment No. 78, after taking action on the following amendment proposed thereto:

Pages 26987, 26992

Rejected:

Helms Amendment No. 3344 (to the House amendment to the Senate amendment No. 78), to prevent any funds to be obligated or expended after

December 1, 1988 to dismantle any Poseidon submarines unless the President has certified to Congress that the Soviet Union has dismantled the Krasnoyarsk radar. (By 66 yeas to 25 nays (Vote No. 346), Senate tabled the amendment.)

Page 26988

Senate concurred in the amendment of the House to Senate amendment No. 89, agreeing to the following amendment proposed thereto:

Pages 26992, 27007

(1) Nunn Amendment No. 3345 (to the House amendment to the Senate amendment No. 89), to provide that not later than February 1, 1989, the Secretary of Defense shall submit to the Committees on Appropriations and Armed Services of the Senate and House of Representatives a report setting forth (1) each program, project, or activity for which funds were not requested in the budget submitted to Congress pursuant to section 1105 of title 31, United States Code, for fiscal year 1989 and are made available under this Act for only one educational institution which is identified by the terms of this Act as the institution or organization to perform the program, project, or activity for which such funds are provided, and (2) the name of the institution and the amount of funds made available.

Page 26992

(2) Nunn Amendment No. 3346 (to Amendment No. 3345), in the nature of a substitute. (By 35 yeas to 53 nays (Vote No. 347), Senate failed to table the amendment.)

Page 26992

Senate concurred in the amendment of the House to Senate amendment No. 252, after agreeing to the following amendment proposed thereto:

Page 27007

Cohen Amendment No. 3347 (to the House amendment to the Senate Amendment No. 252), to obligate certain funds for the procurement of 20 Mobile Armored Reconnaissance Vehicles (MARV).

Page 27007

District of Columbia Appropriations, 1989—Conference Report: Senate agreed to the conference report on H.R. 4776, making appropriations for the government of the District of Columbia and other agencies chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989.

Page 27009

Senate concurred in the House amendment to Senate amendment Nos. 3, 12, 19, 21, 22, 24, and 26.

Page 27015

Senate concurred in the House amendment to Senate amendment No. 15, after taking the following action:

Page 27016

By 45 yeas to 44 nays (Vote No. 348), Senate tabled Bradley motion to disagree to House amendment to Senate amendment No. 15 to the conference report.

Page 27016

Senate concurred in the House amendment to the Senate amendment No. 29, after taking action on the following amendment proposed thereto:

Pages 27016, 27022

Rejected:

DeConcini Amendment No. 3348 (to the House amendment to the Senate amendment No. 29), to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations.

Page 27017

Legislative Branch Appropriations, 1989—Conference Report: Senate agreed to the conference report on H.R. 4587, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1989.

Page 27023

Nominations Confirmed: Senate confirmed the following nominations:

John R. Dahl, of North Dakota, Darryl McLaren, of Iowa, Gordon Clyde Southern, of Missouri, and Edward Charles Williamson, Jr., of Georgia, each to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation.

Milton L. Lohr, of California, to be Deputy Under Secretary of Defense for Acquisition.

4 Air Force nominations in the rank of general.

87 Army nominations in the rank of general.

Lt. Gen. Robert W. RisCassi, to be Vice Chief of Staff of the Army.

12 Navy nominations in the rank of admiral.

Routine lists of Air Force, Army, Marine Corps, and Navy nominations.

Page 27135

Nominations Received: Senate received the following nominations:

Michelle Easton, of Virginia, to be Deputy Under Secretary for Intergovernmental and Interagency Affairs, Department of Education.

Charles E. M. Kolb, of the District of Columbia, to be Deputy Under Secretary for Planning, Budget and Evaluation, Department of Education.

Louis B. Susman, of Missouri, to be a Member of the United States Advisory Commission on Public Diplomacy.

Page 27135

Executive Reports of Committees: The Senate received the following executive reports of committees:

Treaty Doc. 100-8, Treaty between the United States of America and the United Kingdom of Great Britain and Northern Ireland concerning the Cayman Islands relating to Mutual Legal Assistance in Criminal Matters, with protocol, signed at Grand Cayman, Cayman Islands on July 3, 1986, together with related notes exchanged at London the same day. (Ex. Rept. No. 100-26)

Page 27033

Treaty Doc. 100-13, Treaty on Cooperation between the United States of America and the United Mexican States for Mutual Legal Assistance, signed at Mexico City on December 8, 1987. (Ex. Rept. No. 100-27)

Page 27033

Treaty Doc. 100-14, Treaty between the Government of the United States of America and the Government of Canada on Mutual Legal Assistance in Criminal Matters, with annex, signed at Quebec City on March 18, 1985. (Ex. Rept. No. 100-28)

Page 27033

Treaty Doc. No. 100-16, Treaty between the United States of America and the Kingdom of Belgium on Mutual Legal Assistance in Criminal Matters, signed at Washington on January 28, 1988. (Ex. Rept. No. 100-29)

Page 27033

Treaty Doc. No. 100-17, Treaty between the United States of America and the Commonwealth of the Bahamas on Mutual Assistance in Criminal Matters, signed at Nassau on June 12 and August 18, 1987, with related notes. (Ex. Rept. No. 100-30)

Page 27033

Treaty Doc. No. 100-18, Treaty between the Government of the United States of America and the Government of the Kingdom of Thailand on Mutual Assistance in Criminal Matters, signed at Bangkok on March 19, 1986. (Ex. Rept. No. 100-31)

Page 27033

Presidential Messages: Senate received the following messages from the President of the United States:

(1) Transmitting a revised deferral of budget authority affecting programs of the Department of State; which was referred jointly to the Committees on Appropriations, Budget, and Foreign Relations. (PM-160)

(2) Transmitting 10 deferrals of budget authority affecting programs in funds appropriated to the President, and the Departments of Agriculture, Defense, Energy, Health and Human Services, Justice, State, and Transportation; which was jointly referred to the Committees on Appropriations, Budget, Agriculture, Nutrition, and Forestry, Armed Services, Energy and Natural Resources, Labor and Human Resources, Judiciary, Foreign Relations, and Commerce, Science, and Transportation. (PM-161)

Page 27030

Messages From the President: **Page 27030**

Messages From the House: **Page 27031**

Measures Referred: **Page 27032**

Measures Ordered Placed on Calendar: **Page 27032**

Statements on Introduced Bills: **Page 27034**

Amendments Submitted: **Page 27062**

Additional Cosponsors: **Page 27060**

Authority for Committees: **Page 27069**

Additional Statements: **Page 27070**

Record Votes: Seven record votes were taken today. (Total—348)

Pages 26909, 26918, 26939, 26956, 26992, 27006, 27016

Recess: Senate convened at 10 a.m., and recessed at 1:06 a.m., on Saturday, October 1, until 10 a.m., on Monday, October 3. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 27136.)

Committee Meetings

AGRICULTURAL CREDIT ACT AS IT RELATES TO FmHA

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Credit held hearings on the implementation of the Agricultural Credit Act of 1987 as it relates to the Farmers Home Administration, receiving testimony from Vance Clark, Administrator, Farmers Home Administration, Department of Agriculture; Benny Bunting, National Save the Family Farm Coalition, Oak City, North Carolina; Lee Swenson, National Farmers Union, Washington, DC; and James T. Massey, Farmers' Legal Action Group, Inc., St. Paul, Minnesota.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 5426-5441; and 4 resolutions, H.J. Res. 670, H. Con. Res. 381, and H. Res. 559-561 were introduced.

Page 27328

Reports Filed: Reports were filed as follows:

H.R. 5347, to amend title 11 of the United States Code with respect to claims payable from special revenues by municipalities that are debtors (H. Rept. 100-1011);

H.R. 5348, to amend title II of the United States Code with respect to the rejection of executory contracts licensing rights to intellectual property (H. Rept. 100-1012);

Conference report on H.R. 4776, making appropriations for the government of the District of Columbia and other agencies chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989 (H. Rept. 100–1013);

H.R. 610, amended; 4755; and 5173; all private bills (H. Repts. 100–1014 to 100–1016, respectively);

H.R. 4712, to reauthorize the Office of Government Ethics, amended (H. Rept. 100–1017);

H.R. 2800, to improve Environmental Protection Agency data collection and dissemination regarding reduction of toxic chemical emissions across all media, to assist States in providing information and technical assistance about waste reduction, amended (H. Rept. 100–1018);

H.R. 2953, to amend title 28, United States Code, to permit the district courts of the United States to enjoin, suspend, or restrain certain State ad valorem property taxes on interstate gas transmission property, amended (H. Rept. 100–1019);

Conference report on S. 908, to amend the Inspector General Act of 1978 (H. Rept. 100–1020);

H.R. 559, providing for the consideration of S. 2846, to provide for the awarding of grants for the purchase of drugs used in the treatment of AIDS (H. Rept. 100–1021);

H. Res. 560, providing recess authority during the legislative days of September 30, 1988 (H. Rept. 100–1022);

H. Res. 351, urging local telephone operating companies to establish community telephone centers to provide free local services for persons who cannot afford residential telephones (H. Rept. 100–1023);

H.R. 5318, to amend the Egg Research and Consumer Information Act to limit the total costs that may be incurred by the Egg Board in collecting producer assessments and having an administrative staff, to eliminate egg producer refunds, and to delay the conducting of any referendum by egg producers on the elimination of such refunds, amended (H. Rept. 100–1024); and

H.R. 4724, to direct the Secretary of Agriculture to release a reversionary interest of the United States in certain land located in Oktibbeha County, Mississippi, amended (H. Rept. 100–1025).

Page 27327

Defense Appropriations: By a yea-and-nay vote of 327 yeas to 77 nays, Roll No. 372, the House agreed to the conference report on H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989.

Page 27138

House receded in its disagreement and concurred in Senate amendments Nos. 44, 84, 85, 88, 93, 105, 112, 113, 171, and 187.

Page 27138

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 1, 19, 21, 23, 35, 36, 42, 5, 49, 50, 60, 61, 71, 72, 73, 77, 78, 80, 81, 83, 87, 89, 102, 103, 104, 106, 108, 128, 131, 138, 179, 186, 192, 195, 206, 208, 209, 210, 220, 337, 228, 229, 230, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 247, 248, 249, 250, 252, 253, 254, 256, 257, 258, 259, 260, 261, 263, 264, 269, 270, 271, 272, 273, 274, 275, and 277—clearing the measure for Senate action.

Page 27147

H. Res. 555, the rule which waived certain points of order against the conference report, was agreed to earlier by a voice vote.

Page 27138

Family Welfare Reform Act: By a yea-and-nay vote of 347 yeas to 53 nays, with 1 voting "present", Roll No. 373, the House agreed to the conference report on H.R. 1720, to replace the existing AFDC program with a new Family Support Program which emphasizes work, child support, and need-based family support supplements, to amend title IV of the Social Security Act to encourage and assist needy children and parents under the new program to obtain the education, training, and employment needed to avoid long-term welfare dependence, and to make other necessary improvements to assure that the new program will be more effective in achieving its objectives—clearing the measure for the President.

Page 27173

Subsequently, House agreed to S. Con. Res. 148, to correct technical errors in the enrollment of H.R. 1720—clearing the measure.

Page 27196

H. Res. 556, the rule which waived certain points of order against the conference report, was agreed to earlier by a voice vote.

Page 27173

Water Resources Development: House passed to H.R. 5247, to provide for the conservation and development of water and related resources, to authorize the United States Army Corps of Engineers to construct various projects for improvements to rivers and harbors of the United States.

Page 27200

Agreed to the committee amendment in the nature of a substitute.

Agreed to:

The Anderson en bloc amendments that amends language regarding previously authorized projects, primarily in the areas of flood control, navigation and land transfers; as well as, Corps of Engineers activities, pilot programs, water delivery systems and guidelines for non-Federal interest participation; and

Page 27218

The Petri amendment, as amended by the Fazio amendment, that strains language dealing with the application of the national flood insurance program in the Sacramento, California, area for developing new structures, while permitting insurance for structures in place upon the enactment of the bill.

Page 27229

The Hopkins amendment was offered, but subsequently withdrawn, that sought to provide for cost sharing for municipal and industrial water supply by agreement with non-Federal interests, including cost-sharing with respect to operation and maintenance of civil works.

Page 27232

Subsequently, this passage was vacated and S. 2100, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill.

Page 27252

House then insisted on its amendments, and asked for a conference. Appointed as conferees: Representatives Anderson, Roe (except for section 30), Nowak, Hammerschmidt, and Stangeland; and as an additional conferee, for consideration solely of section 30 as contained in the House amendments and modifications committee to conference: Representative Borski.

Page 27285

The Clerk was authorized to correct section numbers, punctuation, cross references, and to make other technical and conforming changes necessary in the engrossment of the House amendments to S. 2100.

H. Res. 535, the rule under which the bill was considered, was agreed to earlier by voice vote.

Page 27198

District of Columbia Appropriations: House agreed to the conference report on H.R. 4776, making appropriations for the government of the District of Columbia and other agencies chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1989.

Page 27252

House receded in its disagreement and concurred in Senate amendments Nos. 6, 23, 25, 27, and 28.

Page 27263

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 3, 12, 15, 19, 21, 22, 24, 26, and 29—clearing the measure for Senate action.

Page 27263

Earlier, by a yea-and-nay vote of 134 yeas to 201 nays, Roll No. 374, rejected the Dixon motion that the House recede from its disagreement and concur, with an amendment, in Senate amendment No. 28.

Page 27266

AIDS Treatment Grants: House passed S. 2846, to provide for the awarding of grants for the purchase of drugs used in the treatment of AIDS. Earlier, objection was heard to a unanimous-consent request to consider the bill.

Pages 27197, 27289

H. Res. 559, the rule under which the was considered, was agreed to earlier by a voice vote.

Page 27286

Defense Savings Act: House agreed to H. Res. 557, providing for the consideration of S. 2749, to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces.

Page 27286

Presidential Messages: Received and read the following messages from the President:

Budget Deferral: Message wherein he transmits one revised deferral of budget authority affecting programs of the Department of State—referred to the Committee on Appropriations and ordered to be printed (H. Doc. 100–237); and

Budget Deferral—Various Agencies: Message wherein he transmits 10 deferrals of budget authority affecting programs of the Departments of Agriculture, Defense, Energy, Health and Human Services, Justice, State, and Transportation—referred to the Committee on Appropriations and ordered printed (H. Doc. 100–238).

Page 27291

Recess Authority: House agreed to H. Res. 560, providing recess authority during the legislative days of September 30, 1988 and October 1, 1988.

Page 27315

Recess: House recessed at 9:55 p.m. and reconvened at 10:18 p.m.

Page 27315

Defense Appropriations: House agreed to the Senate amendments to House amendments to Senate amendments Nos. 89 and 252 to H.R. 4781, making appropriations for the Department of Defense for the fiscal year ending September 30, 1989—clearing the measure for the President.

Page 27322

Foreign Operations Appropriations: House agreed to the Senate amendment to the House amendment to the Senate amendment No. 119; and disagreed to the Senate amendments to the House amendments to the Senate amendments Nos. 176 and 182 to H.R. 4637, making appropriations for foreign operations, export financing and related programs for the fiscal year ending September 30, 1989—returning the measure to the Senate.

Page 27315

Earlier, a point of order was sustained against the Obey motion to agree to the Senate amendment to the House amendment to the Senate amendment No. 176; and

Page 27316

Rejected the Walker motion to concur in the Senate amendment to the House amendment to the Senate amendment No. 182 (rejected by a yea-and-nay vote of 23 yeas to 234 nays, Roll No. 375).

Page 27318

Recess: House recessed at 11:56 p.m. and reconvened at 11:59 p.m.

Page 27326

Referrals: Five Senate-passed measures were referred to the appropriate House committees.

Page 27326

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 27146, 27196, 27273, 27323.

Adjournment: Met at noon and adjourned at 12 midnight.

Committee Meetings

CONVENTIONAL STABILITY IN NATO

Committee on Armed Services: Defense Policy Panel held a hearing on conventional stability in NATO and the steps NATO should take in reaching that goal. Testimony was heard from Gen. John R. Galvin, USA, Commander in Chief, U.S. European Command, Supreme Allied Commander, Europe.

NATIONAL COMMISSION ON THE THRIFT INDUSTRY

Committee on Banking, Finance and Urban Affairs: Ordered reported, as amended, H.R. 5407, to establish a National Commission on the Thrift Industry.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on legislation to improve the Medicaid program for the mentally retarded, H.R. 5233, Medicaid Quality Services to the Mentally Retarded Amendments of 1988; and H.R. 3454, Medicaid and Community Quality Services Act of 1987. Testimony was heard from Senator Chafee; Representative Bartlett; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following measures: H.R. 5043, amended, Post-Employment Restrictions Act of 1988; H.R. 3685, to amend title 31, United States Code, to increase from $25,000 to $40,000 the maximum amount that the United States may pay in settlement of a claim against the United States made by a member of the uniformed services or by an officer or employee of the Government; H.R. 4480, to change the name of the Pacific Tropical Botanical Garden, a federally chartered organization, to the National Tropical Botanical Garden; H.J. Res. 644, granting the consent of the Congress to the compact entered into between the State of North Carolina and the State of South Carolina establishing the Lake Wylie Marine Commission; H.R. 4756, to amend title 18, United States Code, to make permanent certain law enforcement powers currently exercised by officers of the United States engaged in criminal enforcement of environmental laws; H.R. 1417, amended, Torture Victim Protection Act of 1987; H.R. 5115, amended, Legal Immigration Amendments of 1988; H.R. 5329, amended, Immigration Nursing Relief Act of 1988; H.R. 4972, amended, to authorize appropriations for the Patent and Trademark Office in the Department of Commerce; and S. 2350, amended, to clarify the investigatory powers of the United States Senate.

The Committee also approved private claims and immigration bills.

USE OF TRIBAL TIMBER PROCEEDS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 4469, to partition certain reservation lands between the Hooper Valley Tribe and the Yurok Indians, to clarify the use of tribal timber proceeds. Testimony was heard from Representative Bosco; James L. Byrnes, Deputy Assistant Attorney General, Lands Division, Department of Justice; and public witnesses.

IMMIGRATION AND NATIONALITY AMENDMENTS

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law approved for full Committee action, as amended, the following bills: H.R. 5115, Legal Immigration Amendments of 1988; and H.R. 5329, Immigration Nursing Relief Act of 1988.

GRANTS FOR AIDS TREATMENT DRUGS

Committee on Rules: Granted a rule providing for consideration in the House of S. 2846, to provide for the awarding of grants for the purchase of drugs used in the treatment of AIDS. The rule provides 1 hour of debate and one motion to commit. Testimony was heard from Representative Waxman.

NUTRITION MONITORING AND RELATED RESEARCH ACT

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology held a hearing on S. 1081, Nutrition Monitoring and Related Research Act of 1988. Testimony was heard from Jim Harris, Acting Director, Office of Disease Prevention and Health Promotion, Department of Health and Human Services; Suzanne Harris, Deputy Assistant Secretary, Food and Consumer Services, USDA; and public witnesses.

U.S.-SOVIET ECONOMIC RELATIONS

Committee on Small Business: Concluded hearings on U.S.-Soviet Economic Relations, with emphasis on American Small Business. Testimony was heard from public witnesses.

LEGALIZATION OF ELICIT DRUGS: IMPACT AND FEASIBILITY

Select Committee on Narcotics Abuse and Control: Continued hearings on "Legalization of Illicit Drugs: Impact and Feasibility". Testimony was heard from Senator Joseph Galiber, Legislature, State of New York; and public witnesses.

Joint Meetings

SAVANNAH RIVER POWER SURGE INCIDENT

Joint Hearing: Senate Committee on Governmental Affairs held joint hearings with the House Committee on Government Operations' Subcommittee on Environment, Energy and Natural Resources on matters surrounding the power surge incident at the Savannah River Plant in Aiken, South Carolina, receiving testimony from Senator Thurmond; J. Dexter Peach, Assistant Comptroller General of Resources, Community, and Economic Development Programs, General Accounting Office; Joseph F. Salgado, Deputy Secretary, Troy E. Wade, Acting Assistant Secretary for Defense Programs, Richard W. Starostecki, Deputy Assistant Secretary for Safety, Health and Quality Assurance, James Knight, Director, Office of Safety Appraisals, Robert Smith, Jr., Environment, Safety and Health Onsite Resident (Savannah River Operations Office), Robert M. Keller, Senior Nuclear Engineer, Office of Safety Policy and Standards, Jerry Hulman, Director, Office of Quality Programs, Bill Kaspar, Manager, Savannah River Operations Office, Garry Gibbs, Principal Deputy Assistant Secretary for Environment, Safety and Health, and Ernest C. Baynard III, Assistant Secretary for Environment, Safety and Health, all of the Department of Energy; and John F. Ahearne, Advisory Committee on Nuclear Facilities Safety, Washington, DC.

Hearings were recessed subject to call.

CAPITAL OWNERSHIP DEVELOPMENT PROGRAM/SBA REAUTHORIZATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1807, to amend the Small Business Act, to reform the Capital Ownership Development Program, and H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1958.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Conferees met to resolve further differences between the Senate- and House-passed versions of H.R. 4776, appropriating funds for fiscal year 1989 for the government of the District of Columbia.

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Monday, October 3, 1988

Senate

Chamber Action

Routine Proceedings, pages 27355–27778

Measures Introduced: Four bills and four resolutions were introduced, as follows: S. 2852–2855, S. Con. Res. 150, and S. Res. 484–486.

Page 27464

Measures Reported: Reports were made as follows:

S. 2853, to amend the Safe Drinking Water Act and the Federal Insecticide, Fungicide and Rodenticide Act, to protect groundwater resources from contamination by pesticides, to transfer the liability for pesticide damages in certain circumstances from the user to the registrant, and to preserve the authority of State governments to establish standards for pesticide residues in food. (S. Rept. No. 100–583)

S. 2746, to amend the Federal Aviation Act of 1958, relating to aviation research, with an amendment in the nature of a substitute (S. Rept. No. 100–584)

S. 2777, to authorize a certificate of documentation for the vessel *Gipsy.* (S. Rept. No. 100–585)

H.R. 2032, to authorize the conveyance of the vessel *Lane Victory.* (S. Rept. No. 100–586)

H.R. 2835, to direct the Secretary of Agriculture to release certain restrictions on a parcel of land located in Henderson, Tennessee.

H.R. 4365, to designate the Sunderland National Salmon Station located in Sunderland, Massachusetts, as the "Richard Cronin National Salmon Station."

S. 2437, to direct the Secretary of Agriculture to release a reversionary interest of the United States in certain land located in Oktibbeha County, Mississippi, with an amendment in the nature of a substitute.

Page 27464

Measures Passed:

Commending Robert C. Byrd: Senate agreed to S. Res. 485, expressing the deep appreciation of the Senate to Robert C. Byrd for his dedication to the ideals of representative democracy and for his outstanding services to the United States and its citizens.

Page 27414

Congratulating Space Shuttle Crew: Senate agreed to S. Res. 486, to congratulate the crew of the Space Shuttle Discovery on the successful completion of its mission.

Page 27777

Parental and Medical Leave Act: Senate continued consideration of S. 2488, to grant employees parental and temporary medical leave under certain circumstances, with committee amendments and additional amendments proposed thereto, as follows:

Pages 27393, 27399

Pending:

(1) Byrd motion to recommit the bill, with instructions to report back forthwith, with an amendment, as contained in Byrd Amendment No. 3308, in the nature of a substitute.

(2) Byrd Amendment No. 3309, in the nature of a substitute for the instructions.

(3) Byrd Amendment No. 3310 (to Amendment No. 3308), of a perfecting nature.

Page 27393

By 85 yeas to 6 nays (Vote No. 349), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the motion to recommit the bill.

Page 27399

Senate will continue consideration of the bill and the motion to recommit on Tuesday, October 4.

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report of the Council on Environmental Quality; which was referred to the Committee on Environment and Public Works. (PM-162)

Page 27463

Nominations Received: Senate received the following nominations:

1 Marine Corp nomination in the rank of general.

Routine list of Army nominations.

Page 27778

Messages From the President: **Page 27463**

Messages From the House: **Page 27464**

Statements on Introduced Bills: **Page 27465**

Amendments Submitted: **Page 27546**

Additional Cosponsors: **Page 27544**

Authority for Committees: **Page 27771**

Additional Statements: **Page 27771**

Record Votes: One record vote was taken today. (Total—349)

Page 27399

Recess: Senate convened at 10 a.m., and recessed at 6:10 p.m., until 10 a.m., on Tuesday, October 4, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 14420.)

Committee Meetings

(Committees not listed did not meet)

REGULATORY REFORM

Committee on Governmental Affairs: Committee resumed hearings to assess present distribution of responsibility for implementing Federal regulations, focusing on the role of the Office of the President in regulatory management and oversight, receiving testimony from S. Jay Plager, Administrator, Office of Information and Regulatory Policy, Office of Management and Budget; Joan Claybrook and David C. Valdeck, both of Public Citizen Litigation Group, and Richard A. Wegman, Wegman and Hoff, both of Washington, DC; and W. Kip Viscusi, Duke University, Durham, North Carolina.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 5442–5448; and 9 resolutions, H. Con. Res. 382–384, and H. Res. 562–567 were introduced.

Page 27984

Bills Reported: Reports were filed as follows:

Report entitled "Continuing Violations of the Truth in Negotiations Act and Estimating System Deficiencies Result in Excess Contractor Profits" (H. Rept. 100–1026);

Report entitled "The Inspector General Act of 1978: A 10-Year Review" (H. Rept. 100–1027);

H.R. 5372, to amend the Trademark Act of 1946 to make certain revisions relating to the registration of trademarks (H. Rept. 100–1028);

Conference report on H.R. 4174, to amend the Small Business Act and the Small Business Investment Act (H. Rept. 100–1029);

H.R. 5069, to establish a 12-mile territorial sea and a 24-mile contiguous zone, and to establish the National Oceans Policy Commission, amended (H. Rept. 100–1030);

H. Con. Res. 331, to acknowledge the contribution of the Iroquois Confederacy of Nations to the development of the United States Constitution and to reaffirm the continuing government-to-government relationship between Indian tribes and the

United States established in the Constitution, amended (H. Rept. 100–1031);

S. 1236, to reauthorize housing relocation under the Navajo-Hopi Relocation Program, amended (H. Rept. 100–1032);

H.R. 5203, to declare that certain lands be held in trust for the Quinault Indian Nation, amended (H. Rept. 100–1033);

H.R. 4480, to change the name of the Pacific Tropical Botanical Garden, a federally chartered organization, to the National Tropical Botanical Garden (H. Rept. 100–1034);

H. Res. 563, to authorize the Speaker to entertain motions to suspend the rules of the House on any day for the remainder of this Congress (H. Rept. 100–1035);

Conference report on H.R. 3471, to establish the Veterans' Administration as an executive department (H. Rept. 100–1036);

H.R. 3685, to amend title 31, United States Code, to increase from $25,000 to $40,000 the maximum amount that the United States may pay in settlement of a claim against the United States made by a member of the uniformed services or by an officer or employee of the Government (H. Rept. 100–1037);

H.R. 5115, to amend the Immigration and Nationality Act to revise the numerical limitation and preference system for admission of independent immigrants, amended (H. Rept. 100–1038);

H.J. Res. 644, granting the consent of Congress to the compact entered into between the State of North Carolina and the State of South Carolina establishing the Lake Wylie Marine Commission, amended (H. Rept. 100–1039);

S. 2350, to clarify the investigatory power of the United States Congress, amended (H. Rept. 100–1040);

H.R. 4939, to amend the Safe Drinking Water Act to control lead in drinking water, amended (H. Rept. 100–1041);

H.R. 5407, to establish a National Commission on the Thrift Industry, amended (H. Rept. 100–1042);

Report entitled "SSA's Computer Modernization Efforts Undermined by Corruption and Inept Management" (H. Rept. 100–1043);

Report entitled "GSA Small Business and Small Minority Business Subcontracting" (H. Rept. 100–1044); and

Report entitled "Secrecy Breeds Suspicion: Farm Credit Administration's Selection of the Jackson Federal Land Bank Receiver" (H. Rept. 100–1045).

Page 27984

Consent Calendar—C. Clifton Young Building: On the call of the Consent Calendar, the House passed and sent to the Senate, amended, S. 1827, to designate the Federal Building located at 330 Booth Street, in Reno, Nevada, as the "C. Clifton Young Federal Building." Agreed to amend the title of the bill.

Page 27782

Impeachment Inquiry Deposition Authority: By a yea-and-nay vote of 401 yeas, Roll No. 377, the House agreed to H. Res. 562, authorizing the use of depositions in connection with an impeachment inquiry of the Committee on the Judiciary.

Page 27782

Suspensions: House voted to suspend the rules and take the following actions:

Veterans' judicial review: Passed H.R. 5288, amended, to amend title 38, United States Code, to provide an improved system of review of decisions of the Veterans' Administration with respect to claims for veterans' benefits (passed by a yea-and-nay vote of 400 yeas, Roll. No. 378). Subsequently, this passage was vacated and S. 11, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 27784, 27988

Education and training amendment: Passed H.R. 5408, amended, to make a correction in the Education and Training for a Competitive America Act of 1988 (passed by a yea-and-nay vote of 393 yeas to 9 nays, Roll No. 379);

Page 27793

Job training amendment: Agreed to the Senate amendment to H.R. 4857, to amend the Job Training Partnership Act to make a technical change (agreed to by a yea-and-nay vote of 399 yeas to 2 nays, Roll No. 380)—clearing the measure for the President;

Page 27794

Prompt Payment Act amendments: Agreed to the Senate amendment to H. Con. Res. 351, to correct errors in the enrollment of S. 328, to amend chapter 39 of title 31, United States Code, to require the Federal Government to pay interest on overdue payments (agreed to by a yea-and-nay vote of 399 yeas, Roll No. 381)—clearing the measure;

Page 27795

Computer matching and privacy protection: Agreed to the Senate amendment to the House amendment to S. 496, to amend title 5 of the United States Code, to ensure privacy, integrity, and verification of data disclosed for computer matching, and to establish Data Integrity Boards within Federal agencies (agreed to by a yea-and-nay vote of 393 yeas to 8 nays, Roll No. 382)—clearing the measure for the President;

Page 27795

GAO Building control transfer: Passed H.R. 5052, amended, to amend title 31 of the United States Code to provide for a transfer of control of the General Accounting Office Building and to improve the administration of the General Accounting Office (passed by a yea-and-nay vote of 400 yeas, Roll No. 383);

Page 27798

Air Force land conveyance: Passed H.R. 5291, amended, to provide the Secretary of the Air Force with authority to convey certain land (passed by a yea-and-nay vote of 398 yeas to 1 nay, Roll No. 384);

Page 27800

Women's small business ownership: Passed H.R. 5050, amended, to amend the Small Business Act to establish programs and initiate efforts to assist the development of small business concerns owned and controlled by women (passed by a yea-and-nay vote of 389 yeas to 7 nays, Roll No. 385);

Page 27814

SBA loan prepayment: Passed S. 437, amended, to amend the Small Business Investment Act of 1958 to permit prepayment of loans made to State and local development companies (passed by a yea-and-nay vote of 372 yeas to 28 nays, Roll No. 386). Agreed to amend the title. H.R. 3718, a similar House bill, was laid on the table; and

Page 27822

Detention of excludable aliens: Passed H.R. 5200, to amend the Immigration and Nationality Act to limit the period of detention of excludable aliens pending removal in a manner similar to that provided in the case of deportable aliens pending deportation.

Page 27833

Suspensions—votes postponed: House completed all motions to suspend the rules and take the following actions, on which votes were postponed until Tuesday, October 4:

Public safety officer death benefits: Pass H.R. 4758, amended, to amend the Omnibus Crime Control and Safe Streets Act of 1968 to increase the level of benefits payable with respect to the death of public safety officers and to provide that nondependent parents may be beneficiaries;

Page 27825

Racially Motivated Violence Commission: Pass H.R. 3914, amended, to establish a commission to investigate racially motivated violence;

Page 27828

Mariel Cuban detention review: Pass H.R. 5164, to provide for a hearing before an administrative law judge respecting the release of certain Mariel Cuban detainees;

Page 27831

Municipal bankruptcy amendments: Pass H.R. 5347, amended, to amend title 11 of the United States Code with respect to claims payable from special revenues by municipalities that are debtors;

Page 27834

Intellectual property licenses in bankruptcy: Pass H.R. 5348, to amend title 11 of the United States Code with respect to the rejection of executory contracts licensing rights to intellectural property;

Page 27836

Congress Bicentennial coins: Pass H.R. 5280, amended, to require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the United States Congress;

Page 27838

Use of Rotunda in honoring John F. Kennedy: Agree to S. Con. Res. 137, to provide the use of the Rotunda of the Capitol in honor of John F. Kennedy;

Page 27840

House fair employment practices: Agree to H. Res. 558, providing for fair employment practices in the House of Representatives;

Page 27841

Whistleblower protection: Pass S. 508, amended, to amend title 5, United States Code, to strengthen the protections available to Federal employees against prohibited personnel practices;

Page 27846

Agricultural quarantine enforcement: Pass H.R. 5199, amended, to make nonmailable any plant, fruit, vegetable, or other matter, the movement of which in interstate commerce has been prohibited or restricted by the Secretary of Agriculture in order to prevent the dissemination of dangerous plant diseases or pests;

Page 27857

Congressional Participation in Constitution Bicentennial: Agree to H. Con. Res. 115, providing for participation by delegations of Members of both Houses of Congress in ceremonies to be held in April 1989 in New York City marking the 200th anniversaries of the implementation of the Constitution as the form of government of the United States, and the inauguration of President George Washington;

Page 27859

Office of Government Ethics reauthorization: Pass H.R. 4712, amended, to reauthorize the Office of Government Ethics;

Page 27861

Ocean dumping fees: Pass H.R. 5430, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to establish special fees for the ocean dumping of sewage sludge and industrial waste;

Page 27864

NOAA marine programs reauthorization: Pass H.R. 4210, amended, to reauthorize title II of the Marine Protection, Research, and Sanctuaries Act of 1972, for fiscal years 1989 and 1990;

Page 27915

Ocean pollution planning reauthorization: Pass H.R. 4211, amended, to reauthorize the National Ocean Pollution Planning Act of 1978 for fiscal years 1989 and 1990;

Page 27924

U.S.-U.S.S.R fishery agreement: Disagree to the Senate amendment to H.R. 4919, to approve the governing international fishery agreement between the United States and the Union of Soviet Socialist Republics;

Page 27925

Congressional Award program extension: Pass H.R. 5315, amended, to amend the Congressional Award Act to extend the Congressional Award program;

Page 27926

Egg research and consumer information amendments: Pass H.R. 5318, amended, to amend the Egg Research and Consumer Information Act to limit the total costs that may be incurred by the Egg Board in collecting producer assessments and having an administrative staff, to eliminate egg producer refunds, and to delay the conducting of any referendum by egg producers on the elimination of such refunds;

Page 27929

Mississippi reversionary land release: Pass H.R. 4724, to direct the Secretary of Agriculture to release a reversionary interest of the United States in certain land located in Oktibbeha County, Mississippi;

Page 27931

Grain standards amendments: Agree to H. Res. 564, providing for concurring in the Senate amendment to H.R. 4345, to amend the United States Grain Standards Act to extend through September 30, 1993, the authority contained in section 155 of the Omnibus Reconciliation Act of 1981 and Public Law 98–469 to charge and collect inspection and weighing fees, with an amendment;

Page 27932

Admiralty Island Monument: Agree to the Senate amendment to H.R. 2596, to improve the Federal management of lands on Admiralty Island, Alaska;

Page 27936

Hoopa Valley Tribe/Yurok Indians settlement: Pass S. 2723, to partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, and to clarify the use of the tribal timber proceeds;

Page 27938

Nuclear waste policy amendments: Pass S. 2800, to amend the Nuclear Waste Policy Act of 1982 with respect to the Office of the Nuclear Waste Negotiator and the Monitored Retrievable Storage Commission;

Page 27944

Navajo-Hopi relocation: Pass S. 1236, amended, to reauthorize housing relocation under the Navajo-Hopi Relocation Program;

Page 27945

Iroquois Confederacy of Nations: Agree to H. Con. Res. 331, amended, to acknowledge the contribution of the Iroquois Confederacy of Nations to the development of the United States Constitution and to reaffirm the continuing Government-to-Government relationship between Indians tribes and the United States established in the Constitution;

Page 27948

Quinault Indian lands: Pass H.R. 5203, amended, to declare that certain lands be held in trust for the Quinault Indian Nation;

Page 27949

Salt River Pima-Maricopa Indian water rights: Agree to the Senate amendment to H.R. 4102, to provide for the settlement of the water rights claims of the Salt River Pima-Maricopa Indian Community in Maricopa County, Arizona;

Page 27952

Indian health care amendments: Agree to H. Res. 565, providing for disagreeing to the Senate amendment and agreeing to a conference on H.R. 5621, to reauthorize and amend the Indian Health Care Improvement Act;

Page 27952

West Virginia river conservation: Agree to H. Res. 566, providing for agreeing, with an amendment, to the Senate amendment to H.R. 900, to protect and enhance the natural, scenic, cultural, and recreational values of certain segments of the New, Gauley, Meadow, and Bluestone Rivers in West Virginia for the benefit of present and future generations;

Page 27953

Targhee Forest lands: Agree to the Senate amendment to H.R. 4028, to authorize the Secretary of Agriculture to exchange certain national forest system lands in the Targhee National Forest;

Page 27957

Winding Stair Mountain Recreation and Wilderness Area: Agree to the Senate amendment to H.R. 4354, to designate certain National Forest System lands in the State of Oklahoma for inclusion in the National Wilderness Preservation System, and create the Winding Stair Mountain National Recreation and Wilderness Area;

Page 27959

Coastal Heritage Trail: Agree to the Senate amendments to the House amendments to S. 2057, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey;

Page 27964

Northern Mariana Islands Covenant: Pass S. 1047, amended, to amend Public Law 94–241, the Joint Resolution approving the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union with the United States of America;

Page 27964

WEB water project: Agree to the Senate amendment to H.R. 4267, to authorize additional appropriations for the WEB Rural Water Development Project, South Dakota, authorize the use of Pick-Sloan Missouri Basin electric power by the Lower Brule Sioux Indian Tribe, and to rename certain facilities of the Central Valley Project, California;

Page 27968

South Dakota rural water projects: Agree to H. Res. 567, providing for agreeing, with an amendment, to Senate amendment No. 9; and disagreeing to Senate amendments Nos. 1–8 to H.R. 2772, to authorize the Lyman-Jones, West River, and Oglala Sioux Rural Water Development Projects; and

Page 27969

San Luis Rey Indian water rights: Pass S. 795, amended, to provide for the settlement of water rights claims of the La Jolla, Rincon, San Pasqual, Pauma, and Pala Bands of Mission Indians in San Diego County, California.

Page 27976

Colorado Ute Indian Water Rights Settlement: By a yeat-and-nay vote of 249 yeas to 146 nays, Roll No. 376, the House passed H.R. 2642, to facilitate and implement the settlement of Colorado Ute Indian reserved water rights claims in southwest Colorado.

Page 27878

Agreed to the committee amendment in the nature of a substitute, as modified.

Page 27887

Agreed to the Campbell amendment that clarifies the water rights of the tribes based on negotiations among the tribes involved, the State of Colorado, and State in the Lower River Basin.

Page 27885

H. Res. 550, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 27877

Credit Card Disclosure: House disagreed to the Senate amendment to H.R. 515, to provide for more detailed and uniform disclosure by credit and change card issuers with respect to information relating to interests rates and other fees which may be incurred by consumers through the use of any credit or charge card; and asked a conference. Appointed as conferees: Representatives St Germain, Annunzio, Gonzalez, Pelosi, Barnard, Schumer, Wylie, Shumway, Hiler, and Ridge.

Page 27912

Military Base Closings: House passed S. 2749, National Defense Authorization Act for fiscal year 1989.

Page 27912

Agreed to the Aspin motion to strike all after the enacting clause and insert the text of H.R. 4481 as passed by the House on July 12, 1988 (Defense Savings Act of 1989).

Page 27912

Agreed to amend the title.

Page 27914

House then insisted on its amendments to S. 2749, and asked a conference. Appointed as conferees:

From the Committee on Armed Services, for consideration of the Senate bill, and the House amendments, and modifications committed to conference: Representatives Aspin, Dellums, Montgomery, Hutto, Skelton, Leath of Texas, McCurdy, Foglietta, Hertel, Ortiz, Robinson, Dickinson, Martin of New York, Martin of Illinois, Blaz, Ravenel, and Weldon;

From the Committee on Government Operations, for consideration of section 921 of the Senate bill, and the House amendment, and modifications committed to conference: Representative Brooks, Conyers, Collins, Horton, and Walker;

From the Committee on Merchant Marine and Fisheries, for consideration of section 921 of the Senate bill, and the House amendments, and modifications committed to conference: Representatives Jones of North Carolina, Studds, Hutto, Davis of Michigan, and Young of Alaska;

From the Committee on Rules, for consideration of section 921 of the Senate bill, and the House amendments, and modifications committed to conference: Representatives Pepper, Moakley, Derrick, Beilenson, Frost, Quillen, and Taylor; and

As additional conference, for consideration of section 921 of the Senate bill, and the House amendments, and modifications committed to conference: Representatives Foley and Armey.

Page 27914

HMO Assistance: House disagreed to the Senate amendment to H.R. 3235, to amend the Public Health Service Act to revise the program of assistance for health maintenance organizations; and agreed to a conference. Appointed as conferees: Representatives Dingell, Waxman, Wyden, Lent, and Madigan.

Page 27915

Committee Resignations—Appointment: Read and accepted a letter from Representative Gray of Illinois wherein he resigns as a member of the Committee on Public Works and Transportation and the Committee on Veterans' Affairs; and

Page 27915

Read and accepted a letter from Representative Mica wherein he resigns as a member of the Select Committee on Aging.

Page 27915

Subsequently, the Speaker appointed Representative Costello as a member of the Select Committee on Aging to fill the existing vacancy thereon.

Page 27915

Presidential Message—Environmental Quality: Received and read a message from the President wherein he tramsmits the report of the Council on Environmental Quality—referred to the Committee on Merchant Marine and Fisheries.

Page 27981

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 27983

Quorum Calls—Votes: Eleven yea-and-nay votes developed during the proceedings of the House today and appear on pages 27887, 27900, 27901, 27906, 27907, 27908, 27909, 27910, 27911, 27912. There were no quorum calls.

Adjournment: Met at noon and adjourned at 10:08 p.m.

Committee Meetings

TOXIC SUBSTANCES CONTROL ACT

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on What Ever Happened to the Toxic Substances Control Act? Testimony was heard from the following officials of the EPA: Charles L. Elkins, Director, Office of Toxic Substances; and Roger Kanerva, Manager, Environmental Programs, State of Illinois; and public witnesses.

NORTHERN MARIANA ISLANDS

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs approved for full Committee action, as amended, S. 1047, to modify section 301 of the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union with the United States of America.

SUSPENSION AUTHORITY

Committee on Rules: Granted a rule making it in order at any time during the remainder of the second session of the One Hundredth Congress, for the Speaker to entertain motions to suspend the rules, subject to the requirement of an announcement on the floor of the House by the Speaker or his designee at least one hour before the consideration of any such motion.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Ordered reported, the following bills: S. 1081, amended, Nutrition Monitoring and Related Research Act of 1988; S. 2470, amended, Steel and Aluminum Energy Conservation and Technology Competitiveness Act of 1988; and H.R. 1510, to amend title 35, United States Code, and the National Aeronautics and Space Act of 1958, with respect to the use of inventions in outer space.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDREDTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 25 through September 30, 1988

	Senate	*House*	*Total*
Days in session	123	116	
Time in session	1009 hrs., 38′	650 hrs., 28′	..
Congressional Record:			
Pages of proceedings	14,008	9,250	23,258
Extensions of Remarks			3,198
Public bills enacted into law	95	119	214
Private bills enacted into law	3	6	9
Bills in conference	5	13	..
Measures passed, total	536	631	1,167
Senate bills	145	74	..
House bills	139	271	..
Senate joint resolutions	88	58	..
House joint resolutions	34	53	..
Senate concurrent resolutions	34	18	..
House concurrent resolutions	20	35	..
Simple resolutions	76	122	..
Measures reported, total	*444	*454	898
Senate bills	234	28	..
House bills	77	332	..
Senate joint resolutions	74	2	..
House joint resolutions	3	4	..
Senate concurrent resolutions	14	1	..
House concurrent resolutions	1	4	..
Simple resolutions	41	83	..
Special reports	13	38	..
Conference reports	..	34	..
Measures pending on calendar	189	110	..
Measures introduced, total	1,194	2,196	3,390
Bills	859	1,601	..
Joint resolutions	153	233	..
Concurrent resolutions	53	146	..
Simple resolutions	129	216	..
Quorum calls	26	13	..
Yea-and-nay votes	348	219	..
Recorded votes	..	143	..
Bills vetoed	1	3	4
Vetoes overridden	1	1	..

*These figures include all measures reported, even if there was no accompanying report. A total of 308 reports have been filed in the Senate, and a total of 1,054 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through September 30, 1988

Civilian nominations totaling 490 (including 112 nominations carried over from the first session), disposed of as follows:

Confirmed	266
Unconfirmed	214
Withdrawn	10

Civilian nominations (lists), totaling 2,024 (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	1,483
Unconfirmed	541

Air Force nominations, totaling 15,250 (including 2,955 nominations carried over from the first session), disposed of as follows:

Confirmed	15,213
Unconfirmed	37

Army nominations, totaling 12,153 (including 2,361 nominations carried over from the first session), disposed of as follows:

Confirmed	12,137
Unconfirmed	16

Navy nominations, totaling 10,193 (including 46 nominations carried over from the first session), disposed of as follows:

Confirmed	10,167
Unconfirmed	25
Withdrawn	1

Marine Corps nominations, totaling 1,595 (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	1,593
Unconfirmed	2

Summary

Total nominations carried over from the first session	5,494
Total nominations received this session	36,211
Total confirmed	40,859
Total unconfirmed	835
Total withdrawn	11

Tuesday, October 4, 1988

Senate

Chamber Action

Routine Proceedings, pages 27994–28114

Measures Introduced: Seven bills and two resolutions were introduced, as follows: S. 2856–2862, and S. Con. Res. 151–152.

Page 28085

Measures Reported: Reports were made as follows:

S. 2614, to amend the National Science and Technology Policy, Organization, and Priorities Act of 1976, in order to provide for improved coordination of national scientific research efforts and to provide for a national plan to improve scientific understanding of the earth system and the effect of changes in that system on climate and human well-being, with an amendment in the nature of a substitute. (S. Rept. No. 100–587)

Page 28084

Measures Passed:

Intellectual Property Antitrust Protection Act: Senate passed S. 438, to modify the application of the anti-trust laws to encourage the licensing and other use of certain intellectual property, after agreeing to a committee amendment in the nature of a substitute.

Page 28007

Pine Ridge Indian Reservation Claims Settlement: Senate passed S. 1305, to settle certain claims arising out of activities on the Pine Ridge Indian Reservation, after agreeing to committee amendments.

Page 28011

Use of Biodegradable Plastic Products: Senate agreed to S. Res. 412, expressing the sense of the Senate with regard to the use of degradable products.

Page 28014

President's Commission on White House Fellows: Senate passed H.R. 4529, extending permission for the President's Commission on While House Fellows to accept certain donations.

Page 28015

Richard Cronin National Salmon Station: Senate passed H.R. 4365, to designate the Sunderland National Salmon Station located in Sunderland, Massachusetts, as the "Richard Cronin National Salmon Station".

Page 28015

James T. Foley U.S. Post Office and Courthouse: Committee on Environment and Public Works was discharged from further consideration of H.R. 4188, to designate the building located at 445 Broadway in Albany, New York, as the "James T. Foley United States Post Office and Courthouse", and the bill was then passed.

Page 28015

Library Services and Construction Act Authorization: Senate passed H.R. 4416, to extend the authorization of appropriations for titles V and VI of the Library Services and Construction Act through fiscal year 1989, after agreeing to Byrd (for Pell) Amendment No. 3403, in the nature of a substitute.

Page 28015

John Dent Post Office Building: Committee on Governmental Affairs was discharged from further consideration of H.R. 4433, to designate the United States Post Office Building in Jeanette, Pennsylvania, as the "John Dent Post Office Building", and the bill was then passed.

Page 28017

James Domengeaux Post Office Building: Committee on Governmental Affairs was discharged from further consideration of H.R. 4276, to designate the United States Post Office Building located at 1105 Moss Street in Lafayette, Louisiana, as the "James Domengeaux Post Office Building", and the bill was then passed.

Page 28017

Parental and Medical Leave Act: Senate continued consideration of S. 2488, to grant employees parental and temporary medical leave under certain circumstances, with committee amendments and additional amendments proposed thereto, as follows:

Pages 27996, 28004, 28028, 28049, 28056, 28060, 28064, 28068, 28072

Pending:

(1) Byrd motion to recommit the bill, with instructions to report back forthwith, with an amendment, as contained in Byrd Amendment No. 3308, in the nature of a substitute.

(2) Byrd Amendment No. 3309, in the nature of a substitute for the instructions.

(3) Byrd Amendment No. 3310 (to Amendment No. 3309) of a perfecting nature. **Page 27996**

A unanimous-consent agreement was reached providing for further consideration of the pending motion and amendments, with votes to occur thereon on Wednesday, October 5, beginning at 2 p.m.

Page 28049

Abandoned Infants Assistance Act: Senate concurred in the House amendments to S. 945, to require the Secretary of Health and Human Services to make grants to local governments for demonstration projects to provide respite home and other assistance for infants abandoned in hospitals.

Page 28018

Inspector General Act Amendments: Senate agreed to the conference report on S. 908, to amend the Inspector General Act of 1978. **Page 28019**

Senate receded from its disagreement to the amendment of the House to the title. **Page 28023**

Protection and Advocacy for Mentally Ill Individuals Act, Authorizations: Senate concurred in the House amendment to S. 2393, to amend the Protection and Advocacy for Mentally Ill Individuals Act of 1986 to authorize such Act, with a Byrd (for Harkin) Amendment No. 3402, in the nature of a substitute. **Page 28024**

Senate disagreed to the amendment of the House to the title. **Page 28048**

Berne Convention for the Protection of Literary and Artistic Works—Agreement: A unanimous consent agreement was reached providing for the consideration of S. 1301, to amend title 17, United States Code, to implement the Berne Convention for the Protection of Literary and Artistic Works, as revised at Paris on July 24, 1971. **Page 28023**

Berne Convention for the Protection of Literary and Artistic Works—Agreement: A unanimous consent agreement was reached providing for the consideration of Treaty Doc. No. 99–27, to amend title 17, United States Code, to implement the Berne Convention for the Protection of Literary and Artistic Works, as revised at Paris on July 24, 1971. **Page 28023**

Executive Reports of Committees: Senate received the following executive reports of committees:

Report to accompany Treaty Doc. Nos. 99–15, 99–17, 99–18, 99–19, 99–22, 99–23, 99–24, and 99–25, Investment Treaties with Senegal, Zaire, Morocco, Turkey, Cameroon, Bangladesh, Egypt, and Grenada, with an identical understanding to each. (Ex. Rept. No. 100–32) **Page 28084**

Nominations Confirmed: Senate confirmed the following nominations:

Francis Anthony Keating II, of Oklahoma, to be Associate Attorney General.

Harold G. Christensen, of Utah, to be Deputy Attorney General.

Edward S.G. Dennis, Jr., of Pennsylvania, to be an Assistant Attorney General.

Elizabeth Anne Moler, of Virginia, to be a Member of the Federal Energy Regulatory Commission.

Martha O. Hesse, of Illinois, to be a Member of the Federal Energy Regulatory Commission.

Charles G. Stalon, of Illinois, to be a Member of the Federal Energy Regulatory Commission.

Charles A. Trabandt, of Virginia, to be a Member of the Federal Energy Regulatory Commission.

Jerry Jay Langdon, of Texas, to be a Member of the Federal Energy Regulatory Commission. **Page 28114**

Nominations Received: Senate received the following nominations:

Herbert S. Okun, of New York, to be a Representative of the United States to the Forty-third Session of the General Assembly of the United Nations.

Francis J. Duggan, of Virginia, to be an Assistant Secretary of Labor.

W. Scott Thompson, of Virginia, to be a Member of the Board of Directors of the United States Institute of Peace.

John E. Higgins, of Maryland, to be a Member of the National Labor Relations Board.

Wilford W. Johansen, of California, to be a Member of the National Labor Relations Board. **Page 28114**

Messages From the President: **Page 28080**

Messages From the House: **Page 28080**

Measures Referred: **Page 28082**

Measures Ordered Placed on Calendar: **Page 28082**

Petitions and Memorials: **Page 28083**

Communications: **Page 28082**

Statements on Introduced Bills: **Page 28085**

Amendments Submitted: **Page 28096**

Additional Cosponsors: **Page 28093**

Authority for Committees: **Page 28103**

Additional Statements: **Page 28103**

Recess: Senate convened at 10 a.m., and recessed at 7:37 p.m., until 10 a.m., on Wednesday, October 5, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 28113.)

Committee Meetings

SOIL CONSERVATION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Nutrition and Investigations held hearings on the Soil Conservation Service's implementation of the soil conservation provisions of the Food Security Act of 1985, receiving testimony from Wilson Scaling, Chief, and Roy M. Gray, Assistant to the Chief For Strategy Planning and Budget Analysis, both of the Soil Conservation Service, Department of Agriculture; James B. Gulliford, Iowa Department of Agriculture, Des Moines; Glenn Stoddard, Wisconsin Land Conservation Association, Madison; Lloyd Cline, National Cotton Council, La Mesa, Texas; and Clarence Durban, National Association of Conservation Districts, Michael Hall, National Corn Growers Association, Norman A. Berg, Soil and Water Conservation Society, Ralph Grossi, American Farmland Trust, Justin R. Ward, Natural Resources Defense Council, and Cheryl Cook, National Farmers Union, all of Washington, DC.

Hearings were recessed subject to call.

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Clyde O. Glaister, of

Virginia, to be Comptroller of the Department of Defense, after the nominee testified and answered questions in his own behalf.

B-1B SYSTEM

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence concluded open and closed hearings regarding the B-1B defensive avionics system, after receiving testimony from Major General Michael D. Hall, USAF, Director for Strategic SOF and Airlift Programs, and Brigadier General John Slinkard, USAF, Director of Contracting and Manufacturing Policy, both of the Office of the Assistant Secretary of Air Force for Acquisition.

PETROLEUM MARKETING PRACTICES

Committee on Energy and Natural Resources: Subcommittee on Energy Regulation and Conservation concluded hearings on S. 2179, to modify the terms under which termination of a petroleum franchise relationship is deemed reasonable, after receiving testimony from Emmett E. Probus, Louisville, Kentucky, representing the Service Station Dealers of America; Phillip R. Chisholm, Petroleum Marketers Association of America, Washington, DC; and David C. Smith, Chevron U.S.A., San Francisco, California, representing the American Petroleum Institute.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Robert L. Jordan, to be United States District Judge for the Eastern District of Tennessee, Richard L. Nygaard, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, Jay C. Waldman, to be United States District Judge for the Eastern District of Pennsylvania, and D. Brooks Smith, to be United States District Judge for the Western District of Pennsylvania, after the nominees testified and answered questions in their own behalf. Mr. Jordan was introduced by Senators Gore and Sasser, and Representative Quillen, and Mr. Nygaard was introduced by Pennsylvania State Senator Buzz Andrezeski, Erie.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 5449–5459; and 5 resolutions, H.J. Res. 671 and 672, H. Con. Res. 385, and H. Res. 570–571 were introduced.

Page 28242

Bills Reported: Reports were filed as follows:

S. 1842, a private bill (H. Rept. 100–1046);

H.R. 2837, to amend the Toxic Substances Control Act to assist States in responding to the threat to human health posed by exposure to radon, amended (H. Rept. 100–1047);

H. Res. 568, providing for the consideration of H.R. 5410, to provide for the registration of foreign interests in United States property (H. Rept. 100–1048);

H. Res. 569, providing for the consideration of H.R. 3343, to amend the Consumer Product Safety Act and related laws to improve the performance of the Consumer Product Safety Commission, and to authorize appropriations for that Act (H. Rept. 100–1049);

Report entitled "Allegations of Race and Sex Discrimination at Chicago O'Hare Air Traffic Control Facility" (H. Rept. 100–1050);

Report entitled "Getting Away With Murder in the Workplace: OSHA's Nonuse of Criminal Penalties for Safety Violations" (H. Rept. 100–1051);

Report entitled "HUD Goes to the Moscow Trade Show: Misguided, Mismanaged, and Misspent" (H. Rept. 100–1052);

H.R. 4164, to amend the Wild and Scenic Rivers Act, amended (H. Rept. 100–1053); and

H. Res. 419, amending the Rules of the House of Representatives with respect to preservation of, and access to, noncurrent records of the House, amended (H. Rept. 100–1054).

Page 28242

Journal: By a yea-and-nay vote of 273 yeas to 115 nays, Roll No. 387, the House agreed to the Journal of Monday, October 3.

Page 28114

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Passed and sent to the Senate without amendment: H.R. 4755 and 5173.

Passed and sent to the Senate, amended: S. 391 and H.R. 610.

Passed over without prejudice: H.R 2682, 3247, and S. 1329.

Objected to and recommitted to the Committee on the Judiciary: H.R. 2108, 2684, 2711, 4363, 446, 1474, and H. Res. 200.

Page 28114

Omnibus McKinney Homeless Assistance Act: House disagreed to the Senate amendment to H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless; and asked a conference. Appointed as conferees:

From the Committee on Banking, Finance and Urban Affairs, for consideration of titles I through IV, X and section 1 of the House bill, and titles I (except section 107) and II (except section 262) and sections 1 and 2 of the Senate amendment, and modifications committed to conference: Representatives St Germain, Gonzalez, Fauntroy, Oakar, Vento, Garcia, Frank, Wylie, Roukema, Ridge, and Bartlett;

From the Committee on Education and Labor, for consideration of title VII of the House bill, and subtitles B through F of title III of the Senate amendment, and modifications committed to conference: Representatives Hawkins, Williams, Martinez, Jeffords, and Gunderson;

From the Committee on Energy and Commerce, for consideration of title VI of the House bill, and subtitle A of title III of the Senate amendment, and modifications committed to conference: Representatives Dingell, Waxman, Leland, Lent, and Madigan;

From the Committee on Government Operations, for consideration of title V of the House bill, and section 107 of the Senate amendment, and modifications committed to conference: Representatives Brooks, Collins, and Horton;

From the Committee on Veterans' Affairs, for consideration of title VIII of the House bill, and title IV of the Senate amendment, and modifications committed to conference: Representatives Montgomery, Penny, and Hammerschmidt; and

From the Committee on Ways and Means, for consideration of title IX of the House bill, and sections 262 and 308 of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Downey of New York, and Gradison.

Page 28117

Suspension Authority: By a yea-and-nay vote of 249 yeas to 160 nays, Roll No. 388, the House agreed to H. Res. 563, to authorize the Speaker to entertain motions to suspend the rules of the House on any day for the remainder of this Congress.

Page 28121

Suspensions: House voted to suspend the rules and take the following actions on measures debated on Monday:

Public safety officer death benefits: Passed H.R. 4758, amended, to amend the Omnibus Crime Control and Safe Streets Act of 1968 to increase the level of benefits payable with respect to the death of public safety officers and to provide that nondependent parents may be beneficiaries (passed by a yea-and-nay vote of 413 yeas to 2 nays, Roll No. 389);

Page 28124

Racially Motivated Violence Commission: Passed H.R. 3914, amended, to establish a commission to investigate racially motivated violence (passed by a yea-and-nay vote of 408 yeas to 6 nays, Roll No. 390);

Page 28124

Municipal bankruptcy amendments: Passed H.R. 5347, amended, to amend title 11 of the United States Code with respect to claims payable from special revenues by municipalities that are debtors (passed by a yea-and-nay vote of 413 yeas to 1 nay with 1 voting "present", Roll No. 392);

Page 28126

Intellectual property licenses in bankruptcy: Passed H.R. 5348, to amend title 11 of the United States Code with respect to the rejection of executory contracts licensing rights to intellectual property (passed by a yea-and-nay vote of 415 yeas to 1 nay, Roll No. 393). Subsequently, this passage was vacated and S. 1626, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President;

Pages 28126, 28150

Congress Bicentennial coins: Passed H.R. 5280, amended, to require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the United States Congress (passed by a yea-and-nay vote of 411 yeas to 8 nays, Roll No. 394);

Page 28127

Use of Rotunda in honoring John F. Kennedy: Agreed to S. Con. Res. 137, to provide the use of the Rotunda of the Capitol in honor of John F. Kennedy (agreed to by a yea-and-nay vote of 420 yeas, Roll No. 395)—clearing the measure;

Page 28128

House fair employment practices: Agreed to H. Res. 558, providing for fair employment practices in the House of Representatives (agreed to by a yea-and-nay vote of 408 yeas to 12 nays, Roll No. 396);

Page 28128

Whistleblower protection: Passed S. 508, amended, to amend title 5, United States Code, to strengthen the protections available to Federal employees against prohibited personnel practices (passed by a yea-and-nay vote of 418 yeas, Roll No. 397);

Page 28129

Agricultural quarantine enforcement: Passed H.R. 5199, amended, to make nonmailable any plant, fruit, vegetable, or other matter, the movement of which is interstate commerce has been prohibited or restricted by the Secretary of Agriculture in order to prevent the dissemination of dangerous plant diseases or pests (passed by a yea-and-nay vote of 415 yeas to 2 nays with 1 voting "present", Roll No. 398);

Page 28130

Congressional participation in Constitution Bicentennial: Agreed to H. Con. Res. 115, providing for participation by delegations of Members of both Houses of Congress in ceremonies to be held in April 1989 in New York City marking the 200th anniversaries of the implementation of the Constitution as the form of government of the United States, and the inauguration of President George Washington (agreed to by a yea-and-nay vote of 421 yeas, Roll No. 399);

Page 28130

Office of Government Ethics reauthorization: Passed H.R. 4712, amended, to reauthorize the Office of Government Ethics (passed by a yea-and-nay vote of 417 yeas to 3 nays, Roll No. 400). Subsequently, this passage was vacated and S. 2344, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Pages 28131, 28151

Ocean dumping fees: Passed H.R. 5430, to amend the Marine Protection, Research, and Sanctuaries Act of 1972 to establish special fees for the ocean dumping of sewage sludge and industrial waste (passed by a yea-and-nay vote of 417 yeas, Roll No. 401).

Page 28132

Subsequently, this passage was vacated and S. 2030, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the

House bill as passed. Agreed to amend the title of the Senate bill.

Page 28165

House then insisted on its amendments to S. 2030, and asked a conference. Appointed as conferees:

From the Committee on Merchant Marine and Fisheries: Representatives Jones of North Carolina, Studds, Lowry of Washington, Hughes, Carper, Manton, Davis of Michigan, Lent, Schneider, and Saxton; and

From the Committee on Public Works and Transportation: Representatives Anderson, Roe, Mineta, Oberstar, Nowak, Towns, Hammerschmidt, Stangeland, Molinari, and Gallo;

Page 28168

NOAA marine programs reauthorization: Passed H.R. 4210, amended, to reauthorize title II of the Marine Protection, Research, and Sanctuaries Act of 1972, for fiscal years 1989 and 1990 (passed by a yea-and-nay vote of 415 yeas to 2 nays, Roll No. 402). Agreed to amend the title;

Page 28133

Ocean pollution planning reauthorization: Passed H.R. 4211, amended, to reauthorize the National Ocean Pollution Planning Act of 1978 for fiscal years 1989 and 1990 (passed by a yea-and-nay vote of 398 yeas to 21 nays, Roll No. 403);

Page 28133

U.S.-U.S.S.R. fishery agreement: Disagreed to the Senate amendment to H.R. 4919, to approve the governing international fishery agreement between the United States and the Union of Soviet Socialist Republics (motion agreed to by a yea-and-nay vote of 412 yeas to 5 nays, Roll No. 404)—returning the measure to the Senate;

Page 28134

Congressional Award program extension: Passed H.R. 5315, amended, to amend the Congressional Award Act to extend the Congressional Award program (agreed to by a yea-and-nay vote of 417 yeas to 1 nay, Roll No. 405);

Page 28135

Egg research and consumer information amendments: Passed H.R. 5318, amended, to amend the Egg Research and Consumer Information Act to limit the total costs that may be incurred by the Egg Board in collecting producer assessments and having an administrative staff, to eliminate egg producer refunds, and to delay the conducting of any referendum by egg producers on the elimination of such refunds (passed by a yea-and-nay vote of 416 yeas to 2 nays, Roll No. 406);

Page 28135

Mississippi reversionary land release: Passed H.R. 4724, to direct the Secretary of Agriculture to release a reversionary interest of the United States in certain land located in Oktibbeha County, Mississippi (passed by a yea-and-nay vote of 418 yeas to 1 nay, Roll No. 407);

Page 28136

Grain standards amendments: Agreed to H. Res. 564, providing for concurring in the Senate amendment to H.R. 4345, to amend the United States Grain Standards Act to extend through September 30, 1993, the authority contained in section 155 of the Omnibus Reconciliation Act of 1981 and Public Law 98–469 to charge and collect inspection and weighing fees, with an amendment (agreed to by a yea-and-nay vote of 417 yeas, Roll No. 408)—returning H.R. 4345 to the Senate;

Page 28137

Admiralty Island Monument: Agreed to the Senate amendment to H.R. 2596, to improve the Federal management of lands on Admiralty Island, Alaska (agreed to by a yea-and-nay vote of 414 yeas, Roll No. 409)—clearing the measure for the President;

Page 28137

Hoopa Valley Tribe/Yurok Indians settlement: Passed S. 2723, to partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, and to clarify the use of the tribal timber proceeds (passed by a yea-and-nay vote of 360 yeas to 57 nays with 2 voting "present", Roll No. 410)—clearing the measure for the President;

Page 28138

Nuclear waste policy amendments: Passed S. 2800, to amend the Nuclear Waste Policy Act of 1982 with respect to the Office of the Nuclear Waste Negotiator and the Monitored Retrievable Storage Commission (passed by a yea-and-nay vote of 419 yeas, Roll No. 411)—clearing the measure for the President;

Pages 28139, 28216

Navajo-Hopi relocation: Passed S. 1236, amended, to reauthorize housing relocation under the Navajo-Hopi Relocation Program (passed by a yea-and-nay vote of 298 yeas to 120 nays with 1 voting "present" (Roll No. 412);

Page 28139

Iroquois Confederacy of Nations: Agreed to H. Con. Res. 331, amended, to acknowledge the contribution of the Iroquois Confederacy of Nations to the development of the United States Constitution and to reaffirm the continuing government-to-government relationship between Indian tribes and the United States established in the Constitutions (agreed to by a yea-and-nay vote of 408 yeas to 8 nays, Roll No. 413);

Page 28140

Salt River Pima-Maricopa Indian water rights: Agreed to the Senate amendment to H.R. 4102, to provide for the settlement of the water rights claims of the Salt River Pima-Maricopa Indian Community in Maricopa County, Arizona (passed by a yea-and-nay vote of 411 yeas to 8 nays, Roll No. 415)—clearing the measure for the President;

Page 28141

Indian health care amendments: Agreed to H. Res. 565, providing for disagreeing to the Senate amendment and agreeing to a conference on H.R. 5261, to reauthorize and amend the Indian Health Care Improvement Act (agreed to by a yea-and-nay vote of 397 yeas to 20 nays, Roll No. 416). Appointed as conferees: From the Committee on Energy and Commerce: Representatives Dingell, Waxman, Wyden, Madigan, and Nielson of Utah; and from the Committee on Interior and Insular Affairs: Representatives Udall, Campbell, Young of Alaska, and Rhodes;

Pages 28142, 28168

West Virginia river conservation: Agreed to H. Res. 566, providing for agreeing, with an amendment, to the Senate amendment to H.R. 900, to protect and enhance the natural, scenic, cultural, and recreational values of certain segments of the New, Gauley, Meadow, and Bluestone Rivers in West Virginia for the benefit of present and future generations (agreed to by a yea-and-nay vote of 411 yeas to 7 nays, Roll No. 417)—returning the measure to the Senate;

Page 28143

Targhee Forest lands: Agreed to the Senate amendment to H.R. 4028, to authorize the Secretary of Agriculture to exchange certain national forest system lands in the Targhee National Forest (agreed to by a yea-and-nay vote of 417 yeas, Roll No. 418)—clearing the measure for the President;

Page 28144

Winding Stair Mountain Recreation and Wilderness Area: Agreed to the Senate amendment to H.R. 4354, to designate certain National Forest System lands in the State of Oklahoma for inclusion in the National Wilderness Preservation System, and create the Winding Stair Mountain National Recreation and Wilderness Area (agreed to by a yea-and-nay vote of 409 yeas to 9 nays, Roll No. 419)—clearing the measure for the President;

Page 28144

Coastal Heritage Trail: Agreed to the Senate amendments to the House amendments to S. 2057, to provide for the establishment of the Coastal Heritage Trail in the State of New Jersey (agreed to by a yea-and-nay vote of 417 yeas, Roll No. 420)—clearing the measure for the President;

Page 28145

Northern Mariana Islands Covenant: Passed S. 1047, amended, to amend Public Law 94-241, the Joint Resolution approving the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union with the United States of America (passed by a yea-and-nay vote of 416 yeas to 2 nays, Roll No. 421). Agreed to amend the title;

Page 28146

WEB water projects: Agreed to the Senate amendment to H.R. 4267, to authorize additional appropriations for the WEB Rural Water Development Project, South Dakota, authorize the use of Pick-Sloan Missouri Basin electric power by the Lower Brule Sioux Indian Tribe, and to rename certain facilities of the Central Valley Project, California (agreed to by a yea-and-nay vote of 393 yeas to 25 nays, Roll No. 422)—clearing the measure for the President;

Page 28146

South Dakota rural water projects: Agreed to H. Res. 567, providing for agreeing, with amendments, to Senate amendment No. 9; and disagreeing to Senate amendments Nos. 1–8 to H.R. 2772, to authorize the Lyman-Jones, West River, and Oglala Sioux Rural Water Development Projects (agreed to by a yea-and-nay vote of 395 yeas to 24 nays, Roll No. 423)—returning the measure to the Senate; and

Page 28147

San Luis Rey Indian water rights: Passed S. 795, amended, to provide for the settlement of water rights claims of the La Jolla, Rincon, San Pasqual, Pauma, and Pala Bands of Mission Indians in San Diego County, California (passed by a yea-and-nay vote of 405 yeas to 12 nays, Roll No. 424). Agreed to amend the title.

Page 28148

Suspensions Failed: House failed to suspend the rules and pass the following bills which were debated on Monday:

Mariel Cuban detention review: H.R. 5164, to provide for a hearing before an administrative law judge respecting the release of certain Mariel Cuban detainees (failed by a yea-and-nay vote of 144 yeas to 271 nays with 1 voting "present", Roll No. 391); and

Page 28125

Quinault Indian lands: H.R. 5203, amended, to declare that certain lands be held in trust for the Quinault Indian Nation (failed to pass by a yea-and-nay vote of 223 yeas to 195 nays, Roll No. 414, two-thirds of those present not voting in favor).

Page 28141

Textile and Apparel Trade: By a yea-and-nay vote of 272 yeas to 152 nays, Roll No. 426 (two-thirds of those present not voting to override), the House voted to sustain the President's veto of H.R. 1154, to remedy injury to the United States textile and apparel industries caused by increased imports.

Page 28152

Subsequently, the veto message and bill were referred to the Committee on Ways and Means.

Page 28165

Suspensions: House voted to suspend the rules and pass the following measures:

Restoration of free Cambodia: S. Con. Res. 143, correcting the enrollment of H.J. Res. 602, in support of the restoration of a free and independent Cambodia and the protection of the Cambodian people from a return to power by the genocidal Khmer Rouge—clearing the measure;

Page 28180

Red Cross property: S. 2496, amended, to provide for the leasing of certain real property to the American National Red Cross, District of Columbia Chapter, for the construction and maintenance of certain buildings and improvements;

Page 28191

SSG Charles F. Prevedel building: S. 1476, amended, to designate the Federal Record Center at 9700 Page Boulevard, Overland, Missouri, as the "SSG Charles F. Prevedel Building". Agreed to amend the title;

Page 28195

Ed Jones building: H.R. 5186, amended, to designate the Federal Building and United States Courthouse at 109 South Highland, Jackson, Tennessee, as the "Ed Jones Federal Building". Agreed to amend the title;

Page 28197

Degradable plastic ring carriers: H.R. 5117, amended, to require that plastic ring carrier devices be degradable. Agreed to amend the title. Subsequently, this passage as vacated and S. 1986, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill;

Page 28198

Waste reduction: H.R. 2800, to improve Environmental Protection Agency data collection and dissemination regarding reduction of toxic chemical emissions across all media, and to assist States in providing information and technical assistance about waste reduction. The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make such other technical and conforming changes as might be necessary in the engrossment of the bill; and

Page 28211

Asbestos information: H.R. 5442, to provide the Environmental Protection Agency and the public with additional information about asbestos products. The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make such other technical and conforming changes as might be necessary in the engrossment of the bill.

Page 28216

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following measures, on which votes were postponed until Wednesday, October 5, or Thursday, October 6:

Bangladesh disaster assistance: H.R. 5389, amended, concerning disaster assistance for Bangladesh;

Page 28170

Paralysis Awareness Week: S.J. Res. 364, to designate the week of October 2 through October 8, 1988, as "National Paralysis Awareness Week";

Page 28173

U.N. peacekeeping forces: H. Res. 570, to congratulate the United Nations peacekeeping forces for being awarded the 1988 Nobel Peace Prize, and to seek their assistance in the matter of the "Peacekeeper" hostage and all other hostages;

Page 28174

Burundi atrocities: H. Con. Res. 371, amended, concerning the United States response to the atrocities reportedly carried out in Burundi in August;

Page 28176

Lease of ship to Pakistan: H.R. 5420, amended, to authorize the lease of a specified naval repair ship to the Government of Pakistan;

Page 28179

Haitian democracy: S. Con. Res. 149, expressing the sense of the Congress regarding the restoration of democracy to Haiti and on conditions for the resumption of democracy to Haiti and on conditions for the resumption of United States assistance to that country;

Page 28180

Thrift Industry Commission: S. 2653, amended, to establish a National Commission on the Thrift Industry;

Page 28183

FAA drug trafficking interdiction assistance: H.R. 4844, amended, to direct the Federal Aviation Administration to provide assistance to law enforcement agencies in their efforts with respect to drug trafficking interdiction; and

Page 28185

Medical waste tracking: H.R. 3515, amended, to amend the Solid Waste Disposal Act to require the Administrator of the Environmental Protection Agency to promulgate regulations on the management of infectious waste.

Page 28200

Committee To Sit: Committee on Banking, Finance and Urban Affairs received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, October 5.

Page 28183

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 28241

Quorum Calls—Votes: One quorum call and thirty-nine yea-and-nay votes developed during the proceedings of the House today and appear on pages 28114, 28123, 28124, 28125, 28126, 28127, 28128, 28129, 28130, 28131, 28132, 28133, 28134, 28135, 28136, 28138, 28139, 28140, 28141, 28142, 28143, 28144, 28145, 28146, 28147, 28148, 28163, 28164.

Adjournment: Met at noon and adjourned at 10:59 p.m.

Committee Meetings

SDI POLICY AND PROGRAM ISSUES

Committee on Armed Services. Strategic Defense Initiative Panel held a hearing to review past SDI policy and program issues. Testimony was heard from Richard Perle, former Assistant Secretary, International Security Policy, Department of Defense.

DOD COMMERCIAL ACTIVITIES PROGRAM

Committee on Armed Services: Subcommittee on Investigations held a hearing on the Defense Department commercial activities program (contracting out). Testimony was heard from Robert A. Stone, Deputy Assistant Secretary (Installations), Department of Defense.

CIVIL RESERVE AIR FLEET PROGRAM

Committee on Armed Services: Subcommittee on Readiness held a hearing on the Civil Reserve Air Fleet (CRAF) program. Testimony was heard from the following officials of the Department of Defense: Robert H. Moore, Director, Transportation Policy, Office of the Secretary; Lloyd K. Mosemann II, Deputy Assistant Secretary of the Air Force, Logistics; and Maj. Gen. Richard J. Trzaskoma, Deputy

Chief of Staff, Plans, Military Airlift Command, Department of the Air Force.

MISCELLANEOUS MEASURES

Committee on Banking, Finance and Urban Affairs: Ordered reported the following bills: H.R. 4646, amended, Federal Asset Disposition Association Dissolution Act; H.R. 4879, Management Interlocks Revision Act of 1988, and H.R. 4606, United States-Mexico Border Regional Development Act of 1988.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: H.R. 5420, amended, to authorize the lease of a specified naval repair ship to the Government of Pakistan; H. Con. Res. 303, amended, commending humanitarian treatment of Southeast Asian refugees and urging further measures to ensure humanitarian treatment of the refugees; H. Res. 505, amended, condemning the Systematic violation of international recognized human rights by the Government of Romania; H. Con. Res. 383, expressing the sense of the Congress regarding the restoration of democracy to Haiti and on conditions for the resumption of United States assistance to that country; H.R. 2632, amended, Voluntary Education Demonstration Program Act; the International Peacekeeping Activities Authorization Act of 1988; H. Con. Res. 381, amended, expressing the sense of the Congress regarding United States goals with respect to Lebanon; and a resolution to complement the United Nations Peacekeeping Forces for being awarded the 1988 Nobel Peace Prize.

UTE INDIAN WATER RIGHTS

Committee on Interior and Insular Affairs: Held a hearing on H.R. 5307, to settle issues relating to Ute Indian water rights. Testimony was heard from Senator Garn; Representative Nielson of Utah; the following officials of the Department of the Interior: Richard Whitesell, Acting Deputy to the Assistant Secretary, Indian Affairs (Trust and Economic Development); W.J. Hirschi, Assistant Regional Director, Upper Colorado Region; and Kirt Carpenter, Projects Manager, Utah Projects Office, both with the Bureau of Reclamation; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties and the Administration of Justice approved for full Committee action, as amended, the following bills: H.R. 4947, Video and Library Privacy Protection Act of 1988; and H.R. 3221, Visual Artists Rights Act of 1987.

REGISTRATION OF FOREIGN INTEREST IN THE UNITED STATES

Committee on Rules: Granted a modified closed rule providing 1 and ½ hours of debate on H.R. 5410, to provide for the registration of foreign interests in the United States. The rule provides that no amendment is in order except for a substitute, if offered by Representative Michel or his designee. The substitute is debatable for 1 hour, equally divided and controlled by the proponent and a Member opposed thereto. The substitute is not subject to amendment. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Bryant, Lent, Oxley and Nielson of Utah.

CONSUMER PRODUCT SAFETY IMPROVEMENT ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 3343, Consumer Product Safety Improvement Act of 1987. Testimony was heard from Representatives Florio, Dannemeyer, Nielson of Utah and Barton of Texas.

RULES OF THE HOUSE

Committee on Rules: Ordered reported, as amended, H. Res. 419, amending the Rules of the House of Representatives with respect to preservation of, and access to, noncurrent records of the House.

TECHNOLOGY POLICY TASK FORCE REPORT

Committee on Science, Space, and Technology: Task Force on Technology Policy approved for full Committee action the following draft report: "Technology Policy and Its Effect on the National Economy."

OBSTACLES TO EXPORTING

Committee on Small Business: Subcommittee on Exports, Tourism and Special Problems held a hearing on the problems small business has with exporting. Testimony was heard from Michael Czinkota; Deputy Assistant Secretary, Trade Information and Analysis, Department of Commerce; John A. Bohn, Jr., President and Chairman, Export-Import Bank; Stanley B. Parrish, Associate Deputy Administrator, Special Programs, SBA; Tom Watson, Chairman, Industry Sector Advisory Committee; and public witnesses.

INTERGOVERNMENTAL FORUM ON SOCIAL SECURITY

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on "Intergovernmental Forum on Social Security." Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

Joint Meetings

LIBRARY OF CONGRESS

Joint Committee on the Library: Committee met to review reports by the Librarian of Congress on current and further plans and activities of the Library of Congress, receiving testimony from James H. Billington, Librarian of Congress.

INAUGURAL CEREMONIES

Joint Congressional Committee on Inaugural Ceremonies: Committee met to review the progress on pre-inaugural planning, including printing arrangements, ticket distribution, crowd control and security issues.

Committee recessed subject to call.

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Wednesday, October 5, 1988

Senate

Chamber Action

Routine Proceedings, pages 28285–28493

Measures Introduced: Three bills and six resolutions were introduced, as follows: S. 2863–2865, S.J. Res. 393, S. Con. Res. 153, and S. Res. 487–490.

Page 28359

Measures Reported: Reports were made as follows:

S. 2488, to grant employees parental and temporary medical leave under certain circumstances, and for other purposes.

S. 1961, to amend title 28, United States Code, to provide Federal debt collection procedures, with an amendment in the nature of a substitute.

H.R. 525, for the relief of John M. Gill.

H.R. 441, for the relief of the heirs of M.Sgt. Nathaniel Scott, United States Army, retired, deceased.

S. Res. 187, referring the bill for the relief of Frederick Paul to the Chief Judge of the United States Claims Court.

S. Res. 73, to refer S. 329 entitled "A bill for the relief of Dynamic Technology International, Inc., Lew Malnak Associates, Star Design, Inc., Riverside Precision Machines, and certain other individuals," to the Chief Judge of the United States Claims Court for a report thereon.

S.J. Res. 386, to designate the week of June 18–24, 1989, as "National Grasslands Week."

S.J. Res. 385, to designate September 11–17, 1988, as "National Youth 2000 Week."

S.J. Res. 372, to designate the week beginning November 21–27, 1988, as "National Adoption Week."

S.J. Res. 365, to designate January 28, 1989, as "National Challenger Center Day," to honor the crew of the Space Shuttle *Challenger.*

S.J. Res. 363, to designate November 28 through December 2, 1988, as "Vocational Technical Education Week."

S.J. Res. 357, to designate the week beginning November 6, 1988, as "National Women Veterans Recognition Week."

S.J. Res. 355, to designate October 7, 1988, as "National Teacher Appreciation Day."

S.J. Res. 352, to designate September 24, 1989, as "United States Marshals Bicentennial Day."

S.J. Res. 346, to designate March 25, 1989, as "Greek Independence Day, A National Day of Celebration of Greek and American Democracy."

S.J. Res. 337, to acknowledge the sacrifices that military families have made on behalf of the Nation, and to designate November 31, 1988, as "National Military Families Recognition Day."

S.J. Res. 327, to commemorate January 28, 1989, as a "National Day of Excellence," in honor of the crew of the Space Shuttle *Challenger.*

S.J. Res. 301, to designate January 20, 1989, as "National Skiing Day."

S.J. Res. 280, to designate the week of November 27 through December 3, 1988, as "National Home Care Week."

S.J. Res. 278, to designate November 20–26, 1988, as "National Family Caregivers Week."

S. 2781, to change the name of the Pacific Tropical Botanical Garden, a federally chartered organization, to the National Tropical Botanical Garden, and for other purposes.

S. 2279, to amend title 11 of the United States Code, the Bankruptcy Code, regarding swap agreements.

S. 1754, for the relief of Fleurette Seidmau.

S. 1456, for the relief of Paulette Mendes-Silva.

H.R. 1388, for the relief of David Butler, Aldo Cirone, Richard Denisi, Warren Fallon, Charles Hotton, Harold Johnson, Jean Lavoie, Vincent Maloney, Austin Mortensen, Kurt Olofsson, and John Jenks, with amendments.

H.R. 1133, for the relief of Thomas Nelson Flanagan, with amendments.

S. 2361, to amend title 18, United States Code, to preserve personal privacy with respect to the rental, purchase, or delivery of video tapes or similar audio visual materials, and the use of library materials or services, with an amendment in the nature of a substitute and an amendment to the title.

S. 1878, for the relief of Thomas Nelson Flanagan, with amendments.

H.R. 4612, to amend title 28, United States Code, to provide for an exclusive remedy against the United States for suits based upon certain negligent or wrongful acts or omissions of United States employees committed within the scope of their employment, and for other purposes, with an amendment in the nature of a substitute.

H.R. 3146, to clarify certain restrictions on distribution of advertisements and other information concerning lotteries and similar activities, with an amendment in the nature of a substitute.

H.R. 2802, for the relief of Fleurette Seidman, with an amendment.

S. 2793, to amend title 18 of the United States Code, to punish corruption, with an amendment.

S. 2500, to amend title 28, United States Code, to provide for an exclusive remedy against the United States for suits based upon certain negligent or wrongful acts or omissions of United States employees committed within the scope of their employment, and for other purposes, with an amendment.

S. 1619, to amend the copyrights law, to secure the rights of authors of pictorial, graphic, or sculptural works to prevent the distortion, mutilation, or other alteration of such works, to provide for resale royalties, and for other purposes, with an amendment in the nature of a substitute.

S. 1482, to amend title 18 and title 28, United States Code, to make certain improvements with respect to the Federal judiciary, and for other purposes, with an amendment in the nature of a substitute.

H.R. 3917, for the relief of Rajani Lal.

H.R. 3414, for the relief of Meenakshibeu P. Patel.

H.R. 3347, for the relief of Bibianne Cyr.

H.R. 3238, for the relief of Maria Linda Sy Gonzalez.

H.R. 2511, for the relief of Tarek Mohammad Mahmoud.

H.R. 2461, for the relief of Milena Mesin and Bozena Mesin.

H.R. 2109, for the relief of Rosa Pratts.

H.R. 1826, for the relief of Natacha Susan Middleman, Semantha Abigail Middleman, Naomi Katrina Orloff Middleman, and Hannah Emily Middleman.

H.R. 1305, for the relief of Travis D. Jackson.

H.R. 1275, for the relief of Joyce A. McFarland.

H.R. 1149, to amend the Foreign Sovereign Immunities Act, with respect to admiralty jurisdiction.

H.R. 945, for the relief of Allen H. Platnick.

Page 28359

Measures Passed:

Federal Courts Study Act: Senate passed S. 951, entitled the "Federal Courts Study Act," after agreeing to committee amendments.

Page 28466

Transfer of Coast Guard Cutter "Ingham" to South Carolina: Senate passed S. 2408, to transfer the Coast Guard cutter *Ingham* to the Naval and Maritime Museum of Patriots Point, South Carolina.

Page 28468

Public Lands-Henderson, Tennessee: Senate passed H.R. 2835, to direct the Secretary of Agriculture to release certain restrictions on a parcel of land located in Henderson, Tennessee.

Page 28468

Lane Victory Conveyance: Senate passed H.R. 2032, to authorize the conveyance of the vessel, *Lane Victory.*

Page 28468

Conveyance of Certain Lands: Senate passed H.R. 5291, to provide the Secretary of the Air Force with authority to convey certain lands.

Page 28469

Forest Ecosystems and Atmospheric Pollution Research Act: The Committee on Agriculture, Nutrition, and Forestry was discharged from the further consideration of H.R. 2399, to provide for study and research on the decline in United States forest productivity and to determine the effects of atmospheric pollutants on forest environments, and the bill was then passed, after agreeing to Byrd (for Leahy) Amendment No. 3419, in the nature of a substitute.

Page 28469

Designation of Wilderness Areas in Alabama: Senate passed S. 2838, to designate the Sipsey River as a component of the National Wild and Scenic Rivers System, to designate certain areas as additions to the Sipsey Wilderness, to designate certain areas as additions to the Cheaha Wilderness, and to preserve over 30,000 acres of pristine natural treasures in the Bankhead National Forest for the aesthetic and recreational benefit of future generations of Alabamians, after agreeing to Byrd (for Heflin) Amendment No. 3420, in the nature of a substitute.

Page 28471

Federal Employees' Leave-Transfer Act of 1988: The Committee on Governmental Affairs was discharged from the further consideration of H.R. 3757, to amend title 5, United States Code, to permit voluntary transfers of leave by Federal employees where needed, because of medical or other emergency situation, and the bill was then passed, after agreeing to amendments proposed thereto, as follows:

(1) Byrd (for Pryor) Amendment No. 3421, in the nature of a substitute.

Page 28473

(2) Wilson (for Roth) Amendment No. 3422, to amend chapter 81 of title 5, United States Code, to provide that the limitation on compensation payments shall not apply to employees injured in the line of duty by an assault.

Page 28477

S. 2140, Senate companion measure, was indefinitely postponed.

Page 28478

Release of Lands in Oktibbeha County, Mississippi: Senate passed H.R. 4724, to direct the Secretary of Agriculture to release a reversionary interest of the United States in certain land located in Oktibbeha County, Mississippi.

S. 2437, Senate companion measure, was indefinitely postponed.

Page 28478

National Superconductivity and Competitiveness Act: Senate passed H.R. 3048, to establish a national Federal program effort in close collaboration with the private sector to develop as rapidly as possible the applications of superconductivity to enhance the Nation's economic competitiveness and strategic well-being, after agreeing to Byrd (for Johnston) Amendment No. 3423, in the nature of a substitute.

Page 28478

National AIDS Awareness and Prevention Month: Senate passed S.J. Res. 192, to designate the month of October 1988 as "National AIDS Awareness and Prevention Month," after agreeing to amendments proposed thereto, as follows:

(1) Wilson (for Hatch) Amendment No. 3424, of a technical nature.

Page 28482

(2) Wilson (for Armstrong) Amendment No. 3425, to recognize the organization known as the National Mining Hall of Fame and Museum.

Page 28483

Correction of Enrollment: Senate agreed to S. Con. Res. 153, to correct the enrollment of S. 659, to amend the Federal Insecticide, Fungicide, and Rodenticide Act, and for other purposes.

Page 28485

Imported Vehicle Safety Compliance Act: Senate passed H.R. 2628, to amend the National Traffic and Motor Vehicle Safety Act of 1966, respecting the importation of motor vehicles in anticipation of compliance with safety standards under such Act, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Inouye and Rudman) Amendment No. 3426, to make certain amendments relating to substantially similar vehicles, and changes of a technical nature.

Page 28486

National Bureau of Standards Authorizations, 1989: The Committee on Commerce, Science, and Transportation was discharged from the further consideration of H.R. 3317, to authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1989, and the bill was then passed.

S. 2701, Senate companion measure, was indefinitely postponed.

Page 28489

Indian Claims Commission Expert Witness Loan Fund: The Select Committee on Indian Affairs was discharged from the further consideration of S. 2691, to extend eligibility for the Indian Claims Commission Expert Witness Loan Fund, and the bill was then passed.

Page 28490

Ed Jones Federal Building and U.S. Courthouse: Senate passed H.R. 5186, to designate the Federal Building and U.S. Courthouse, at 109 South Highland, Jackson, Tennessee, as the "Ed Jones Federal Building and U.S. Courthouse."

Page 28490

Lawton Chiles, Jr., Federal Building: The Committee on Environment and Public Works was discharged from the further consideration of S. 2799, to designate the Federal Building to be constructed in Lakeland, Florida, as the "Lawton Chiles, Jr., Federal Building," and the bill was then passed.

Page 28491

Directing Senate Legal Counsel: Senate agreed to S. Res. 489, to direct the Senate Legal Counsel to represent an employee of the Senate in the case of *United States* v. *Harold Friedman, et al.*, No. CR 86-114, pending in the United States District Court for the Northern District of Ohio.

Page 28492

Directing Senate Legal Counsel: Senate agreed to S. Res. 490, to direct the Senate Legal Counsel to represent Senator Stevens in the case of *Hunter, et al.* v. *Kalamarides, et al.*, Case No. 88-0500C, pending in the United States District Court for the Western District of New York.

Page 28492

Berne Convention Implementation Act of 1988: By unanimous vote of 90 yeas (Vote No. 350), Senate passed S. 1301, to amend title 17, United States Code, to implement the Berne Convention for the Protection of Literary and Artistic Works, as revised at Paris on July 24, 1971, after agreeing to a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

Pages 28292, 28297

Leahy Amendment No. 3411, in the nature of a substitute.

Page 28292

Berne Convention Implementation Act of 1988: Senate passed H.R. 4262, to amend title 17, United States Code, to implement the Berne Convention for the Protection of Literary and Artistic Works, as revised at Paris on July 24, 1971, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1301, companion measure listed above, as amended. **Page 28316**

Parental and Medical Leave Act: Senate continued consideration of S. 2488, to grant employees parental and temporary medical leave under certain circumstances, taking action on further amendments proposed thereto, as follows: **Pages 28317, 28336, 28354**

Adopted:

(1) Byrd motion to recommit the bill, with instructions to report back forthwith, with an amendment, as contained in Byrd Amendment No. 3308, in the nature of a substitute. **Page 28317**

(2) Byrd Amendment No. 3309, in the nature of a substitute for the instructions. **Page 28317**

(3) Byrd Amendment No. 3310 (to Amendment No. 3309) of a perfecting nature. **Page 28317**

A motion was entered to close further debate on the committee amendment in the nature of a substitute and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, October 7. **Page 28354**

Retail Competition Enforcement Act: Senate resumed consideration of S. 430, to amend the Sherman Act, regarding retail competition, with a committee amendment in the nature of a substitute and additional amendments proposed thereto, as follows: **Pages 28324, 28332, 28337**

Pending:

(1) Metzenbaum (for Inouye) Amendment No. 2509, to amend the Newspaper Preservation Act (Public Law 91–353), to provide that it shall not be unlawful for any person to enter into, perform, or enforce a joint operating agreement not already in effect, if the prior written consent of the Attorney General has been obtained. **Page 28337**

(2) Rudman-Wilson Amendment No. 3037, to clarify certain provisions regarding the need to show the existence of an agreement or conspiracy and the amount of evidence that must be presented in order to avoid summary judgment. **Page 28338**

(3) Kassebaum Amendment No. 3414 (to Amendment No. 3037), of a perfecting nature, to regulate interstate commerce by providing for uniform standards of liability for harm arising out of general aviation accidents. **Page 28343**

Defense Authorizations, 1989: Senate disagreed to the amendments of the House to S. 2749, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, agreed to a request for a conference with the House thereon, and appointed as conferees Senators Nunn, Stennis, Exon, Levin, Kennedy, Bingaman, Dixon, Glenn, Gore, Wirth, Shelby, Warner, Thurmond, Humphrey, Cohen, Quayle, Wilson, Gramm, Symms, and McCain. **Page 28336**

McKinney Homeless Assistance Act: Senate insisted on its amendments to H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act, to extend programs providing urgently needed assistance for the homeless, agreed to a request for a conference thereon, and appointed as conferees Senators Cranston, Riegle, Sarbanes, D'Amato, and Heinz, from the Committee on Banking, Housing, and Urban Affairs; Senators Glenn, Chiles, Sasser, Stevens, and Heinz, from the Committee on Governmental Affairs; Senators Cranston, Matsunaga, and Murkowski, from the Committee on Veterans' Affairs; and Senators Bentsen, Matsunaga, Moynihan, Packwood, and Armstrong, from the Committee on Finance. **Page 28468**

Fair Credit and Charge Card Disclosure Act: Senate insisted on its amendments to H.R. 515, to provide for more detailed and uniform disclosure by credit and charge card issuers with respect to information relating to interest rates and other fees which may be incurred by consumers through the use of any credit or charge card, agreed to a request for a conference thereon, and appointed as conferees Senators Proxmire, Dodd, and Gramm. **Page 28469**

U.S. Army Corps of Engineers—Authorizations: Senate disagreed to the amendments of the House to S. 2100, to authorize the U.S. Army Corps of Engineers to construct various projects for improvements to rivers and harbors of the United States, agreed to a request for a conference thereon, and appointed as conferees Senators Moynihan, Burdick, Breaux, Stafford, and Symms. **Page 28486**

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting a report on Motor Vehicle Safety; which was referred to the Committee on Commerce, Science, and Transportation. (PM–163) **Page 28355**

Nominations Confirmed: Senate confirmed the following nominations:

Robert P. Patterson, Jr., of New York, to be United States District Judge for the Southern District of New York.

Routine list of nominations in the Coast Guard. **Page 28493**

Nominations Received: Senate received the following nominations:

Charles H. Dallara, of Virginia, to be an Assistant Secretary of the Treasury.

Edith E. Holiday, of Georgia, to be Director of the Office of Surface Mining Reclamation and Enforcement.

Stanley J. Glod, of Virginia, to be Chairman of the Foreign Claims Settlement Commission.

Lance Banning, of Kentucky, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation.

Col. Gerald E. Galloway, Jr., U.S. Army, to be a Member of the Mississippi River Commission.

Julia Chang Bloch, of the District of Columbia, to be a Member of the Peace Corps National Advisory Council.

Routine lists of Air Force and Army nominations. **Page 28360**

Messages From the President: **Page 28356**

Messages From the House: **Page 28356**

Measures Referred: **Page 28358**

Measures Ordered Placed on Calendar: **Page 28358**

Statements on Introduced Bills: **Page 28360**

Amendments Submitted: **Page 28371**

Additional Cosponsors: **Page 28366**

Authority for Committees: **Page 28454**

Additional Statements: **Page 28454**

Record Votes: One record vote was taken today. (Total—350) **Page 28316**

Adjournment: Senate convened at 10 a.m., and adjourned at 6:47 p.m., until 10 a.m., on Thursday, October 6, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 28360.)

Committee Meetings

EFFECT OF THE DROUGHT ON FOOD PRICES

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings to review the effect of the recent drought on food prices, and changes in prices of selected food items over the past several months, receiving testimony from John W. Harman, Associate Director, Resources, Community and Economic Development Division, and Mary Kenney, Agricultural Economist, both of the General Accounting Office; Steven D. Maurer, Ohio State Department of Agriculture, Columbus; Ellen Haas, Public Voice for Food and Health Policy, Washington, DC; and Richard Bondareff, Bonfeld, Inc., Dumfries, Virginia, representing the Food Marketing Institute.

Hearings were recessed subject to call.

NEW PRODUCTION REACTOR—ACQUISITION STRATEGY

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence concluded hearings to review the New Production Reactor acquisition strategy, after receiving testimony from Joseph F. Salgado, Deputy Secretary of Energy, Troy E. Wade II, Acting Assistant Secretary for Defense Programs, Ron Cochran, Deputy Assistant Secretary for Projects, Defense Programs, and Ernest C. Baynard III, Assistant Secretary for Environment, Safety and Health, all of the Department of Energy.

BUDGET IMPLICATIONS OF SAVINGS AND LOAN CRISIS

Committee on the Budget: Committee concluded hearings to examine the financial solvency of the savings and loan industry, focusing on the financial health of the Federal Savings and Loan Insurance Corporation, after receiving testimony from M. Danny Wall, Chairman, Federal Home Loan Bank Board; Frederick Wolf, Director, Accounting and Financial Management Division, General Accounting Office; Bert Ely, Ely and Company, Alexandria, Virginia; George M. Barclay, Federal Home Loan Bank of Dallas, Texas; and Herbert Sandler, World Savings and Loan Association, Oakland, California.

INTERNATIONAL DRUG CONTROL

Committee on Foreign Relations: Subcommittee on Terrorism, Narcotics and International Operations resumed closed hearings to review international drug control programs, focusing on the law enforcement and foreign policy issues, receiving testimony from Jeffrey Feldman, Assistant U.S. Attorney for the Southern District of Florida.

Hearings were recessed subject to call.

FEDERAL ADVISORY COMMITTEE ACT AMENDMENTS

Committee on Governmental Affairs: Committee held hearings on S. 2721, to improve and strengthen certain provisions of the Federal Advisory Committee Act (P.L. 92–463), receiving testimony from Richard Fogel, Deputy Assistant Comptroller General, General Accounting Office; S. Jay Plager, Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Paul T. Weiss, Associate Administrator for Administration, and James Dean, Director, Committee Management Secretariat, both of the General Services Administration; Roberta Fede, Committee Management Coordinator, Department of Transportation; Michael R. Longo III, University of Southern California, Los

Angeles; and Brian Murphy, Federal Bar Association, and Eric Glitzenstein, Public Citizen Litigation Group, both of Washington, DC.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of John M. Duhe, Jr., of Louisiana, to be U.S. Circuit Judge for the Fifth Circuit, Richard L. Nygaard, of Pennsylvania, to be U.S. Circuit Judge for the Third Circuit, Lewis T. Babcock, to be U.S. District Judge for the District of Colorado, Norwood C. Tilley, Jr., to be U.S. District Judge for the Middle District of North Carolina, Alex R. Munson, to be U.S. District Judge for the District of Northern Mariana Islands, James R. McGregor, to be U.S. District Judge for the Western District of Pennsylvania, Robert L. Jordan, to be U.S. District Judge for the Eastern District of Tennessee, D. Brooks Smith, to be U.S. District Judge for the Western District of Pennsylvania, Charles R. Butler, Jr., to be U.S. District Judge for the Southern District of Alabama, Jay C. Waldman, to be U.S. District Judge for the Eastern District of Pennsylvania, Paul V. Gadola, to be U.S. District Judge for the Eastern District of Michigan, Thomas M. Boyd, of Virginia, to be Assistant Attorney General, Office of Legislative Affairs, Department of Justice, Douglas W. Kmiec, of Indiana, to be Assistant Attorney General, Office of Legal Counsel, Department of Justice, Dennis C. Vacco, of New York, to be U.S. Attorney for the Western District of New York, Jay B. Stephens, of Virginia, to be U.S. Attorney for the District of Columbia, Thomas J. Ashcraft, to be U.S. Attorney for the Western District of North Carolina, Richard W. Cameron, to be U.S. Marshal for the Southern District of California, Noreen T. Skagen, to be U.S. Marshal for the Western District of Washington, Stuart E. Earnest, to be U.S. Marshal for the Western District of Oklahoma, Clement C. Torbert, Jr., of Alabama, Daniel J. Meador, of Virginia, John F. Daffron, Jr., of Virginia, and Joseph Wentling Brown, of Nevada, each to be a Member of the Board of Directors, State Justice Institute;

S. 2500, to provide for an exclusive remedy against the United States for suits based upon certain negligent or wrongful act or omissions of United States employees committed within the scope of their employment, with an amendment;

H.R. 4612, to provide for an exclusive remedy against the United States for suits based upon certain negligent or wrongful act or omissions of United States employees committed within the scope of their employment, with an amendment;

S. 1961, to establish a uniform system of procedures to facilitate the collection of debts owed to the United States, with an amendment in the nature of a substitute;

S. 2781, to change the name of the Pacific Tropical Botanical Garden to the National Tropical Botanical Garden;

H.R. 1149, to amend certain provisions of the Foreign Sovereign Immunities Act, to restrict damages in certain admiralty cases, and to grant to U.S. courts jurisdiction over a foreign state in certain maritime cases;

S. 2793, to make it possible to prosecute and send to prison those public officials who corrupt their offices, with an amendment;

S. 1482, to make certain improvements with respect to the Federal Judiciary, with an amendment in the nature of a substitute;

S. 1619, to give the author of certain works of art the right to claim authorship of such work when publicly displayed, independent of his or her own copyright, and to disclaim authorship of such works because of any distortions, with an amendment in the nature of a substitute;

S. 2361, to preserve personal privacy with respect to the rental, purchase, or delivery of video tapes or similar audio visual materials and the use of library materials or services, with an amendment in the nature of a substitute;

S. 2279, to provide protections for interest rate and currency swap and forward foreign exchange agreements;

S. 1456, for the relief of Paulette Mendes-Silva;

H.R. 441, for the relief of the heirs of M/Sgt. Nathanial Scott, USA;

H.R. 945, for the relief of Allen H. Platnick;

H.R. 1388, for the relief of David Butler, Aldo Cirone, Richard Denisi, Warren Fallon, Charles Hotton, Harold Johnson, Jean Lavoie, Vincent Maloney, Austin Mortensen, Kurt Olofson, and John Jenks, with an amendment;

H.R. 3146, to allow the advertising in interstate commerce of lotteries, gift enterprises, and similar activities if the activity is legal in the State in which it is conducted, with an amendment in the nature of a substitute;

S. 1878, for the relief of Thomas Nelson Flanagan, with an amendment;

H.R. 1133, for the relief of Thomas Nelson Flanagan, with an amendment;

H.R. 1275, for the relief of Joyce G. McFarland;

H.R. 1385, for the relief of Travis D. Jackson;

S. 1754, for the relief of Fleurette Seidman, with an amendment;

H.R. 2802, for the relief of Fleurette Seidman, with an amendment;

S. Res. 73, to refer S. 329, a bill for the relief of certain organizations and individuals, to the Chief Judge of the United States Claims Court;

S. Res. 187, to refer S. 966, a bill for the relief of Frederick Paul of Seattle, Washington, to be the Chief Judge for the United States Claims Court;

H.R. 525, for the relief of John Gill;

H.R. 3347, for the relief of Bibianne Cyr;

H.R. 1826, for the relief of Natasha Susan Middlemann, Samantha Abigail Middlemann, Naomi Kartina Orloff Middlemann, and Hannah Emily Middlemann;

H.R. 2109, for the relief of Roas Pratts;

H.R. 2461, for the relief of Milena Mesin and Bozena Mesin;

H.R. 2511, for the relief of Tarek Mohamad Mahmoud;

H.R. 3238, for the relief of Maria Linda Sy Gonzalez;

H.R. 3414, for the relief of Meenakshiben P. Pate;

H.R. 3917, for the relief of Rajani Lal;

S.J. Res. 278, to designate November 20–26, 1988 as "National Family Caregivers Day";

S.J. Res. 280, to designate November 27–December 3, 1988, as "National Home Care Week";

S.J. Res. 301, to designate Jaunary 20, 1989, as "National Skiing Day";

S.J. Res. 327, to designate January 28, 1989, as "National Day of Excellence," in honor of the crew of the space shuttle *Challenger;*

S.J. Res. 337, to designate November 21, 1988, as "National Military Families Recognition Day";

S.J. Res. 346, to designate March 25, 1989, "Greek Independence Day: A National Day of Celebration of Greek and American Democracy";

S.J. Res. 352, to designate September 24, 1989, as "United States Marshals Bicentennial Day";

S.J. Res. 355, to designate October 7, 1988, as "National Teacher Appreciation Day";

S.J. Res. 357, to designate the week beginning November 6, 1988, as "National Women Veterans Recognition Week";

S.J. Res. 363, to designate November 28–December 2, 1988, as "Vocational-Technical Education Week";

S.J. Res. 365, to designate January 28, 1989, as "National Challenger Center Day";

S.J. Res. 372, to designate November 21–27, 1988, as "National Adoption Week";

S.J. Res. 385, to designate September 11–17, 1988, as "National Youth 2000 Week" and

S.J. Res. 386, to designate the week of June 18–24, 1989, as "National Grasslands Week."

FOREIGN SOVEREIGN IMMUNITY ACT AMENDMENTS

Committee on the Judiciary: Committee concluded hearings on H.R. 3763, to clarify the statutory definition of "commercial activity" to ensure that promises made by foreign states in commercial agreements are enforceable in the U.S. courts, to confirm the jurisdiction of the courts to enforce arbitration agreements made by foreign states, and to authorize execution of judgments and arbitral awards against the commercial property of foreign states (pending on Senate calendar), after receiving testimony from Elizabeth G. Verville, Deputy Legal Adviser, Department of State; Stuart E. Schiffer, Deputy Assistant Attorney General, Civil Division, Department of Justice; Mark B. Feldman, American Bar Association, and Samuel J. Buffone, both of Washington, DC; and Michael Moffitt, Princeton, New Jersey.

COST-OF-LIVING ADJUSTMENTS AND THE CPI

Special Committee on Aging: Committee concluded hearings on the use of alternative Consumer Price Indexes in making Federal cost-of-living adjustments, and to examine ways to assure that elderly Americans are receiving a cost-of-living adjustment that is based on the fairest measure of inflation available, after receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor; Harry C. Ballantyne, Chief Actuary, Social Security Administration, Department of Health and Human Services; and Gorham L. Black, American Association of Retired Persons, and Mary Jane Yarrington, National Committee to Preserve Social Security and Medicare, both of Washington, DC.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5460–5469; 1 private bill, H.R. 5470; and 5 resolutions, H.J. Res. 673, H. Con. Res. 386, and H. Res. 572–574 were introduced.

Page 28655

Reports Filed: Reports were filed as follows:

Conference report on S. 1579, to amend the Public Health Service Act to revise and extend the block grant program (H. Rept. 100–1055);

Conference report on H.R. 3235, to amend the Public Health Service Act to revise the program of assistance for health maintenance organizations (H. Rept. 100–1056);

H.R. 5395, to designate the Sipsey River as a component of the National Wild and Scenic Rivers System, to designate certain areas as additions to the Sipsey Wilderness, to designate certain areas as additions to the Cheaha Wilderness, and to preserve over thirty thousand acres of pristine natural treasures in the Bankhead National Forest for the aesthetic and recreational benefit of future generations of Alabamians, amended (H. Rept. 100–1057);

H.R. 4992, to expand our national telecommunications system for the benefit of the hearing-impaired and speech-impaired populations (H. Rept. 100–1058); and

H.R. 5319, amended, relating to compensation for members of the United States Park Police and members of the United States Secret Service Uniformed Division (H. Rept. 100–1059).

Page 28655

Foreign Interests Registration: By a yea-and-nay vote of 250 yeas to 170 nays, Roll No. 428, the House passed H.R. 5410, to provide for the registration of foreign interests in United States property.

Page 28526

Rejected the Lent motion to recommit the bill to the Committee on Energy and Commerce.

Page 28526

H. Res. 568, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 246 yeas to 163 nays, Roll No. 427.

Page 28499

Inspector General Act Amendments: By a yea-and-nay vote of 418 yeas, Roll No. 429, the House agreed to the conference report on S. 908, to amend the Inspector General Act of 1978—clearing the measure for the President.

Page 28527

Suspensions: House voted to suspend the rules and take the following actions:

Capitol Building arts collection: Agreed to H. Res. 572, providing for concurring in the Senate amendments, with amendments, to H.R. 60, to permit the Architect of the Capitol, under the direction of the Joint Committee on the Library, to accept gifts of money for the purpose of works of fine art for the Capitol—returning H.R. 60 to the Senate;

Page 28544

NRC office of investigations: Passed H.R. 4140, to require an Office of Investigations within the Nuclear Regulatory Commission;

Page 28546

Strategic petroleum reserve security: Passed S. 836, amended, to amend the Department of Energy Organization Act to authorize protective force personnel who guard the strategic petroleum reserve or its storage and related facilities to carry firearms while discharging their official duties and in certain instances to make arrests without warrant; and to establish the offense of trespass on property of the strategic petroleum reserve;

Page 28548

State radon control assistance: Passed H.R. 2837, amended, to amend the Toxic Substances Act to assist States in responding to the threat to human health posed by exposure to radon. Subsequently, this passage was vacated and S. 744, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title. The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make other technical and conforming changes as might be necessary in the engrossment of the House amendments to the bill;

Page 28550

Lead in drinking water: Passed H.R. 4939, amended, to amend the Safe Drinking Water Act to control lead in drinking water;

Page 28562

Mentally ill advocacy: Agreed to the Senate amendment to the House amendment to the text of S. 2393, to amend the Protection and Advocacy for Mentally Ill Individuals Act of 1986; and receded from the House amendment to the title—clearing the measure for the President;

Page 28565

Public Health Service grant program: Agreed to the conference report on S. 1579, to amend the Public Health Service Act to revise and extend the block grant program—clearing the measure for Senate action;

Pages 28528, 28569

HMO program changes: Agreed to the conference report on H.R. 3235, to amend the Public Health Service Act to revise the program of assistance for health maintenance organizations—clearing the measure for Senate action;

Pages 28530, 28570

Drunk driving national crisis: Agreed to H. Con. Res. 276, expressing the sense of Congress that the Surgeon General should declare that drunk driving is a national crisis;

Page 28570

Nursing education programs: Agreed to H. Res. 573, concurring in the Senate amendment, with an amendment, to H.R. 4833, to amend the Public Health Service Act to revise and extend the programs of nurse education established in title VIII of such Act—returning H.R. 4833 to the Senate;

Page 28572

Satellite home viewer copyright: Passed H.R. 2848, amended, to provide for the interim statutory licensing of the secondary transmission by satellite carriers of superstations and network stations for private home viewing, and to prevent piracy of satellite cable programming. Agreed to amend the title;

Page 28578

Patents in space: Passed H.R. 1510, amended, to amend title 35, United States Code, and the National Aeronautics and Space Act of 1958, with respect to the use of inventions in outer space;

Page 28587

Community telephone centers: Agreed to H. Res. 351, urging local telephone operating companies to establish community telephone centers to provide free local service for persons who cannot afford residential telephones;

Page 28590

Patent and Trademark Office authorization: Passed H.R. 4972, amended, to authorize appropriations for the Patent and Trademark Office in the Department of Commerce;

Page 28593

Temporary safe haven: Passed H.R. 4379, amended, to amend the Immigration and Nationality Act to provide to aliens who are nationals of certain foreign states in crises authorization to remain temporarily in the United States;

Page 28602

Immigration Act amendments: Passed H.R. 5115, amended, to amend the Immigration and Nationality Act to revise the numerical limitation and preference system for admission of independent immigrants. Agreed to amend the title;

Page 28605

Torture victims protection: Passed 1417, amended, to amend the United Nations Participation Act of 1945 to carry out obligations of the United States under the United Nations Charter and other international agreements pertaining to the protection of human rights by providing a civil action for recovery from persons engaging in torture;

Page 28611

Renaming of Pacific Tropical Botanical Garden: Passed H.R. 4480, to change the name of the Pacific Tropical Botanical Garden, a federally chartered organization, to the National Tropical Botanical Garden;

Page 28614

Increased Government claim limit: Passed H.R. 3685, to amend title 31, United States Code, to increase from $25,000 to $40,000 the maximum amount that the United States may pay in settlement of a claim against the United States made by a member of the uniformed services or by an officer or employee of the Government;

Page 28615

Lake Wylie Marine Commission: Passed H.J. Res. 644, amended, granting the consent of Congress to the Compact entered into between the State of North Carolina and the State of South Carolina establishing the Lake Wylie Marine Commission; and

Page 28615

Small Business reauthorization: Agreed to the conference report on H.R. 4174, to amend the Small Business Investment Act of 1958—clearing the measure for Senate action.

Page 28618

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following measures, on which votes were postponed until Thursday, October 6 or Friday, October 7:

Palau Free Association Compact: H.J. Res. 597, to authorize entry into force of the Compact of Free Association between the United States and the Government of Palau;

Page 28535

Congressional investigatory powers: S. 2350, amended, to clarify the investigatory powers of the United States Congress; and

Page 28591

Ad valorem gas pipleline taxes: H.R. 2953, amended, to amend title 28, United States Code, to permit the district courts of the United States to enjoin, suspend, or restrain certain State ad valorem property taxes on interstate gas transmission property.

Page 28594

Presidential Message—Highway Safety: Received and read a message from the President wherein he transmits reports on highway safety and traffic safety for 1986—referred to the Committees on Public Works and Transportation and Energy and Commerce.

Page 28623

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 28506, 28526, 28527. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 9:31 p.m.

Committee Meetings

COMMITTEE BUSINESS

Committee on Armed Services: Met and approved pending Committee business.

DEPENDENTS SCHOOLS

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on the Department of Defense Dependents Schools (DODDS) organizational structure and responsiveness to parental concerns. Testimony was heard from the following officials of the Department of Defense: Grant S. Green, Jr., Assistant Secretary, Force Management and Personnel; Barbara Pope, Deputy Assistant Secretary, Family Support, Education, and Safety; and John Stremple, Director, Dependents Schools; William J. Gainer, Associate Director, Human Resources Division, GAO; and public witnesses.

HAZARDOUS WASTE AT MILITARY INSTALLATIONS

Committee on Armed Services: Subcommittee on Readiness, Environmental Restoration Panel held a hearing on the status of Defense Department efforts to minimize the generation of hazardous waste at military installations and industrial funded activities and on the transfer of contaminated federal property to other government or private parties and the problems associated with such transfers. Testimony was heard from Representative Synar; William H. Parker III, Deputy Assistant Secretary, Environment, Department of Defense; Jonathon Cannon, Acting Deputy Assistant Administrator (Solid Waste and Emergency Response), EPA; and Earl E. Jones, Commissioner, Federal Property Resources Service, GSA.

FINANCING CORPORATION

Committee on Banking, Finance and Urban Affairs: Ordered reported, as amended, H.R. 5432, to increase the limitation on the amount of outstanding obligations of the Financing Corporation, impose a limitation on the amount of outstanding promissory notes issued by the Federal Savings and Loan Insurance Corporation.

AMERICAN CONSERVATION CORPS ACT

Committee on Education and Labor: Subcommittee on Employment Opportunities approved for full Committee action, as amended, H.R. 18, American Conservation Corps Act of 1987.

NEW NATURAL GAS PIPELINE

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on new natural gas pipeline proposal for the Northeastern Markets. Testimony was heard from Catherine Cook, General Counsel, Federal Energy Regulatory Commission, Department of Energy.

RIO GRANDE AMERICAN CANAL EXTENSION ACT

Committee on Foreign Affairs: Subcommittee on International Operations and the Subcommittee on Western Hemisphere Affairs held a joint hearing on H.R. 4961, Rio Grande American Canal Extension Act of 1988. Testimony was heard from Representative Coleman of Texas: Narendra N. Gunaji, U.S. Commissioner, International Boundary and Water Commission; John St. John, Director, Office of Mexican Affairs, Department of State; and a public witness.

OVERSEAS REAL ESTATE

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on State Department's Management of Overseas Real Estate. Testimony was heard from Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs, GAO; and Richard N. Dertadian, Deputy Assistant Secretary, Foreign Buildings, Department of State.

SIPSEY WILD AND SCENIC RIVER AND ALABAMA WILDERNESS ADDITION ACT

Committee on Interior and Insular Affairs: Ordered reported, as amended, H.R. 5395, Sipsey Wild and Scenic River and Alabama Wilderness Addition Act of 1988.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime concluded oversight hearings on illegal trafficking of firearms and drugs. Testimony was heard from John C. Lawn, Administrator, DEA, Department of Justice.

TV VIOLENCE ACT

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on H.R. 3848, Television Violence Act of 1988. Testimony was heard from Senator Simon; and public witnesses.

OVERSIGHT—MAILING OF TOXIC SUBSTANCES

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization concluded hearings on transportation of toxic substances through the mail. Testimony was heard from Frank R. Heselton, Assistant Postmaster General, Rates and Classification Department, U.S. Postal Service; Dr. John W. McVicar, Director, Office of Biosafety, Centers for Disease Control, Department of Health and Human Services; and public witnesses.

MISCELLANEOUS REVENUE ACT

Committee on Ways and Means: Approved a motion to go to conference on H.R. 4333, Miscellaneous Revenue Act of 1988.

Joint Meetings

NATIONAL DEFENSE AUTHORIZATION

Conferees met in closed evening session, on the differences between the Senate- and House-passed versions of S. 2749, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, but did not complete action thereon, and

CREDIT AND CHARGE CARD COST DISCLOSURE

Conferees agreed to file a conference report on the difference between the Senate- and House-passed versions of H.R. 515, to provide for more detailed and uniform disclosure by credit and charge card issurers with respect to information relating to interest rates and other fees which may be incurred by consumers through the use of any credit or charge card.

◆◆◆◆◆◆◆◆◆◆◆◆

Thursday, October 6, 1988

Senate

Chamber Action

Routine Proceedings, pages 28671, 28981

Measures Introduced: Seven bills and four resolutions were introduced, as follows: S. 2866–2872, and S. Con. Res. 154–157.

Page 28861

Measures Reported: Reports were made as follows:

S. 2869, to authorize appropriations for the completion of certain walls of the Internal Revenue Service Building, located in Washington, DC (S. Rept. No. 100–589)

S. 1867, to amend title 28, United States Code, to make certain improvements with respect to the Federal court interpreter program, and for other purposes, with amendments. (S. Rept. No. 100–590)

Page 28861

Measures Passed:

Correction of Enrollment: Senate agreed to S. Con. Res. 154, to correct additional technical errors in the enrollment of H.R. 1720, Family Welfare Reform Act.

Page 28816

Correction of Enrollment: Senate agreed to S. Con. Res. 155, to correct the enrollment of S. 136, to improve the health status of Native Hawaiians, and for other purposes.

Page 28829

Correction of Enrollment: Senate agreed to S. Con. Res. 156, to correct the enrollment of S. 2723, to partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, to clarify the use of tribal timber proceeds, and for other purposes.

Page 28830

Technical Corrections Act of 1988: Senate began consideration of S. 2238, to make technical corrections relating to the Tax Reform Act of 1986, with an amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 28695, 28818, 28830

Adopted:

(1) Thurmond Amendment No. 3442, to amend the Internal Revenue Code of 1986, to provide that service performed for an elementary or secondary school operated primarily for religious purposes is exempt from the Federal unemployment tax.

Page 28795

(2) By unanimous vote of 94 yeas (Vote No. 351), Kennedy-Metzenbaum Amendment No. 3468, to provide that gross income of an individual shall not include income from United States savings bonds which are transferred to an educational institution as payment for tuition and fees.

Page 28796

(3) Durenberger Amendment No. 3469, to extend the moratorium on laboratory payment demonstrations.

Page 28799

Rejected:

(1) Humphrey Amendment No. 3499, to amend the Internal Revenue Code of 1986, to deny tax-exempt status to organizations which perform or provide facilities for abortion. (By 56 yeas to 39 nays (Vote No. 352), Senate tabled the amendment.)

Page 28804

(2) Exon Amendment No. 3509 (to Amendment No. 3499), to exclude abortions performed when pregnancy is due to rape or incest from denial of tax-exempt status to organizatons performing such abortions. (Amendment fell with the above vote.)

Page 28808

(3) Rudman Amendment No. 3510, to amend the Internal Revenue Code of 1986, to increase the tax on cigarettes, distilled spirits, wines, and beer, and to appropriate the resulting revenues to fund the Omnibus Anti-Substance Abuse Act of 1988. (By 60 yeas to 33 nays (Vote No. 354), Senate tabled the amendment.)

Page 28818

(4) Rudman Amendment No. 3511 (to Amendment No. 3510), of a perfecting nature. (Amendment fell with the above vote.)

Page 28818

(5) By 22 yeas to 72 nays (Vote No. 353), Gramm motion to recommit the bill to the Committee on Finance, with instructions to report back forthwith, with a committee amendment in the nature of a substitute, as amended, with Gramm Amendment No. 3512, to transfer certain funds to pay for programs authorized by the Omnibus Anti-Substance Abuse Act of 1988.

Page 28836

Withdrawn:

(1) Symms Amendment No. 3470, to designate Pocatello and Chubbock, in Idaho, as a single metropolitan statistical area.

Page 28801

(2) Symms Amendment No. 3471, to amend the Internal Revenue Code of 1986, to provide that certain loans between a domestic international sales corporation and a member of the same controlled

group of corporations be treated as qualified export assets.

Page 28802

Message From the House: Page 28860

Measures Referred: Page 28861

Measures Ordered Placed on Calendar: Page 28861

Statements on Introduced Bills: Page 28862

Amendments Submitted: Page 28882

Additional Cosponsors: Page 28878

Authority for Committees: Page 28956

Additional Statements: Page 28956

Record Votes: Four record votes were taken today. (Total—354)

Pages 28799, 28816, 28842, 28843

Recess: Senate convened at 10 a.m., and recessed at 7:36 p.m., until 9:30 a.m., on Friday, October 7, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 28981.)

Committee Meetings

TEST BAN ISSUES

Committee on Foreign Relations: Committee concluded hearings to review progress in the nuclear testing talks with the Soviet Union, and on Soviet compliance with the nuclear testing treaties, after receiving testimony from C. Paul Robinson, U.S. Negotiator for the Nuclear Testing Talks; Peter Sharfman, Program Manager for International Security and Commerce, and Gregory van der Link, Project Director for the study on Seismic Verification of Nuclear Testing Treaties, both of the Office of Technology Assessment; David Hafemeister, California Polytechnical State University, San Luis Obispo; and Milo Mordyke, Lawrence Livermore Laboratory, Livermore, California.

NOMINATIONS

Committee on Governmental Affairs: Committee ordered favorably reported the nominations of James H. Atkins, of Arkansas, Stephen E. Bell, of Virginia, and John D. Davenport, of Oklahoma, each to be a member of the Federal Retirement Thrift Investment Board, Bert H. Mackie, of Oklahoma, to be a Governor of the United States Postal Service, and Eric H. Holder, Jr., and Mildred M. Edwards, each to be an Associate Judge of the Superior Court of the District of Columbia.

PERFORMING ARTS LABOR RELATIONS AMENDMENTS

Committee on Labor and Human Resources: Subcommittee on Labor approved for full committee consideration S. 1346, to exempt employers engaged primarily in the performing arts from certain unfair labor practice prohibitions relating to specified types of agreements with labor organizations.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to discuss pending committee business, but made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 5471–5489; 2 private bills, H.R. 5490 and 5491; and 7 resolutions, H. Con. Res. 387, and H. Res. 575–580 were introduced.

Page 29162

Bills Reported: Reports were filed as follows:

H.R. 3785, to amend the Solid Waste Disposal Act to clarify provisions concerning the application of certain requirements and sanctions to Federal facilities, amended (H. Rept. 100–1060);

S. 2470, to promote energy conservation and technology competitiveness in the American steel and aluminum industries, amended (H. Rept. 100–1061);

Conference report on H.R. 4585, to extend the authorization of appropriations for the Taft Institute through fiscal year 1991 (H. Rept. 100–1062);

Report entitled "The National Drug Policy Board: Fighting the War Without a Battle Plan" (H. Rept. 100–1063);

Report entitled "Implementation, By IRS, of a Document Matching Program for Income Paid to Business Taxpayers Should Produce Billions of Additional Dollars of Tax Revenue" (H. Rept. 100–1064);

Report entitled "Problems With the SEC's Enforcement of U.S. Securities Laws in Cases Involving Suspicious Trades Originating From Abroad" (H. Rept. 100–1065);

H.R. 3807, to require the Secretary of Commerce to study local financing practices for public work projects, and to provide more lenient treatment for small issuers of tax-exempt bonds with respect to the arbitrage rebate rules and the private activity bond rules (H. Rept. 100–1066);

S. 1081, to establish a coordinated National Nutrition Monitoring and Related Research Program, and a comprehensive plan for the assessment of the nutritional and dietary status of the United States population and the nutritional quality of the United States food supply, with provisions for the conduct of scientific research and development in support of such program and plan, amended (H. Rept. 100–1067);

H.R. 5043, to amend section 207 of title 18, United States Code, relating to restrictions on post-employment activities, amended (H. Rept. 100–1068); and

Conference report on H.R. 515, to provide for more detailed and uniform disclosure by credit and charge card issuers with respect to information relating to interest rates and other fees which may be incurred by consumers through the use of any credit or charge card (H. Rept. 100–1069).

Page 29161

Committee Elections: House agreed to H. Res. 575, electing Representative Costello to the Committee on Public Works and Transportation, Representative Solarz to the Committee on Merchant Marine and Fisheries, and Representative Payne to the Committee on Veterans' Affairs.

Page 28982

Committee Resignation-Appointment: Read and accepted a letter from Representative Hunter wherein he resigns as a member of the Select Committee on Narcotics Abuse and Control.

Page 28986

Subsequently, the Speaker appointed Representative Inhofe to the select committee, to fill the existing vacancy thereon.

Page 28986

Department of Veterans Affairs: House agreed to the conference report on H.R. 3471, to establish the Veterans' Administration as an executive department—clearing the measure for Senate action.

Page 28994

Suspensions: House voted to suspend the rules and pass the following measures, debated on Tuesday or Wednesday:

Bangladesh disaster assistance: H.R. 5389, amended, concerning disaster assistance for Bangladesh (passed by a yea-and-nay vote of 417 yeas, Roll No. 430);

Page 29006

Paralysis Awareness Week: S.J. Res. 364, to designate the week of October 2 through October 8, 1988, as "National Paralysis Awareness Week" (passed by a yea-and-nay vote of 413 yeas to 1 nay, Roll No. 431)—clearing the measure for the President;

Page 29006

U.N. peacekeeping forces: H. Res. 570, to congratulate the United Nations peacekeeping forces for being awarded the 1988 Nobel Peace Prize, and to seek their assistance in the matter of the "Peacekeeper" hostage and all other hostages (agreed to by a yea-and-nay vote of 406 yeas with 7 voting "present", Roll No. 432);

Page 29007

Burundi atrocities: H. Con. Res. 371, amended, concerning the United States response to the atrocities reportedly carried out in Burundi in August (agreed to by a yea-and-nay vote of 415 yeas, Roll No. 433);

Page 29008

Lease of ship to Pakistan: H.R. 5420, amended, to authorize the lease of a specified naval repair ship to the Government of Pakistan (passed by a yea-and-nay vote of 415 yeas, Roll No. 434). Agreed to amend the title;

Page 29009

Haitian democracy: S. Con. Res. 149, expressing the sense of the Congress regarding the restoration of democracy to Haiti and conditions for the resumption of United States assistance to that country (agreed to by a yea-and-nay vote of 415, yeas, Roll No. 435)—clearing the measure;

Page 29009

Thrift Industry Commission: S. 2653, amended, to establish a National Commission on the Thrift Industry (passed by a yea-and-nay vote of 395 yeas to 21 nays, Roll No. 436);

Page 29010

FAA drug trafficking interdiction assistance: H.R. 4844, amended, to direct the Federal Aviation Administration to provide assistance to law enforcement agencies in their efforts with respect to drug trafficking interdiction (passed by a yea-and-nay vote of 413 yeas to 1 nay, Roll No. 437);

Page 29011

Medical waste tracking: H.R. 3515, amended, to amend the Solid Waste Disposal Act to require the Administrator of the Environmental Protection Agency to promulgate regulations on the management of infectious waste (passed by a yea-and-nay vote of 390 yeas to 28 nays, Roll No. 438); and

Page 29011

Palau Free Association Compact: H.J. Res. 597, amended, to authorize entry into force of the Compact of Free Association between the United States and the Government of Palau (passed by a yea-and-nay vote of 406 yeas to 11 nays, Roll No. 439).

Page 29012

Suspensions Failed: House failed to suspend the rules and pass the following bills debated on Wednesday, two-thirds of those present not voting in favor:

Congressional investigatory powers: S. 2350, amended, to clarify the investigatory powers of the United States Congress (failed by a yea-and-nay vote of 245 yeas to 172 nays, Roll No. 440); and

Page 29025

Ad valorem gas pipeline taxes: H.R. 2953, amended, to amend title 28, United States Code, to permit the district courts of the United States to enjoin, suspend, or restrain certain State ad valorem property taxes on interstate gas transmission property (failed by a yea-and-nay vote of 219 yeas to 197 nays with 1 voting "present", Roll No. 441).

Page 29025

Suspensions: House voted to suspend the rules and take the following actions:

Generic animal drugs: Passed H.R. 4982, amended, to amend the Federal Food, Drug, and Cosmetic Act to authorize abbreviated new animal drug applications and to amend title 35, United States Code, to authorize the extension of the patents for animal drug products;

Page 29030

Management interlocks revision: Passed H.R. 4879, to amend the Depository Institution Management Interlocks Act to revise the manner in which the service of directors of depository institutions and depository holding companies are regulated;

Page 29047

Abiquiu Dam water storage: Passed H.R. 5423, to authorize continued storage of water at Abiquiu Dam in New Mexico;

Page 29049

Peace Corps voluntary education program study: Passed H.R. 2632, amended, to provide for a Peace Corps training and educational benefits demonstration program. Agreed to amend the title;

Page 29050

Lebanon: Agreed to H. Con. Res. 381, expressing the sense of the Congress regarding United States goals with respect to Lebanon. Agreed to amend the title;

Page 29053

Southeast Asian refugee treatment: Agreed to H. Con. Res. 303, amended, commending humanitarian treatment of Southeast Asian refugees and urging further measures to ensure humanitarian treatment of the refugees;

Page 29062

Romanian human rights violations: Agreed to H. Res. 505, amended, condemning the systematic violation of international recognized human rights by the Government of Romania;

Page 29066

Capitol Police positions: Agreed to H. Res. 541, providing for upgrading of three positions on the Capitol Police for duty under the House of Representatives;

Page 29069

Shipping Mortgage Act amendments: Passed H.R. 3105, amended, to revise, consolidate, and enact certain laws related to maritime commercial instruments and lines and public vessels and goods as chapters 313 and 315 of title 46, United States Code, "Shipping." Agreed to amend the title;

Page 29070

Merchant Marine and Defense Commission: Passed H.R. 5452, to extend the Commission on Merchant Marine and Defense;

Page 29081

Forest wildfire emergency pay equity: Passed and cleared for the President S. 1911, to amend title 5, United States Code, to allow all forest fire fighting employees to be paid overtime without limitation while serving on forest fire emergency;

Page 29083

Park Police and Secret Service compensation: Passed H.R. 5319, amended, relating to compensation for members of the United States Park Police and members of the United States Secret Service Uniformed Division;

Page 29084

Immigration technical amendments: Passed and cleared for the President S. 2479, to amend the Immigration and Nationality Act to make technical corrections in immigration-related laws;

Page 29088

Tribal constitutions: Agreed to the Senate amendment to H.R. 2677, to establish procedures for review of tribal constitutions and bylaws or amendments thereto pursuant to the Act of June 18, 1934 (48 Stat. 987)—clearing the measure for the President;

Page 29093

Southern California Indian land transfer: Agreed to H. Res. 576, providing that the House disagree to the Senate amendment to H.R. 3621, to declare that certain lands located in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservation with which they are contiguous; and ask a conference;

Page 29098

Colorado River Storage Project: Agreed to H. Res. 577, providing for agreeing, with an amendment, to the State amendment to H.R. 3408, to increase the amounts authorized for the Colorado River Storage Project—returning H.R. 3408 to the Senate;

Page 29099

Sipsey River and Alabama wilderness: Passed H.R. 5395, amended, to designate the Sipsey River as a component of the National Wild and Scenic Rivers System, to designate certain areas as additions to the Sipsey Wilderness, to designate certain areas as conditions to the Cheaha Wilderness, and to preserve over thirty thousand acres of pristine natural treasures in the Bankhead National Forest for the aesthetic and recreational benefit of future generations of Alabamians;

Page 29102

California land transfer: Agreed to H. Res. 578, providing for agreeing, with an amendment, to the Senate amendment to H.R. 990, to direct the Secretary of the Interior to convey a certain parcel of land located near Ocotillo, California—returning H.R. 990 to the Senate;

Page 29105

Motor carrier safety: Passed H.R. 5321, amended, to amend the Motor Carrier Safety Act of 1984 to eliminate application of the commercial zone exemption to commercial motor vehicle safety regulations;
Page 29106

FIFRA amendments: Agreed to S. Con. Res. 153, correcting the enrollment of S. 659, to amend the Federal Insecticide, Fungicide, and Rodenticide Act—clearing the measure;
Page 29113

Forest ecosystems research: Agreed to the Senate amendment to H.R. 2399, to provide for study and research on the decline in United States forest productivity and to determine the effects of atmospheric pollutants on forest environments—clearing the measure for the President;
Page 29114

Clinical laboratory improvement: Passed H.R. 5471, to amend the Public Health Service Act to revise the authority for the regulation of clinical laboratories;
Page 29115

Family welfare reform: Agreed to S. Con. Res. 154, to correct additional technical errors in the enrollment of H.R. 1720, to replace the existing AFDC program with a new Family Support Program which emphasizes work, child support, and need-based family support supplements, to amend title IV of the Social Security Act to encourage and assist needy children and parents under the new program to obtain the education, training, and employment needed to avoid long-term welfare dependence, and to make other necessary improvements to assure that the new program will be more effective in achieving its objectives—clearing the measure; and
Page 29122

Territorial sea and contiguous zone extensions: Passed H.R. 5069, amended, to establish a 12-mile territorial sea and a 24-mile contiguous zone, and to establish the National Oceans Policy Commission. Agreed to amend the title.
Page 29126

FADA Dissolution: House completed all debate on a motion to suspend the rules and pass H.R. 4646, amended, to require the Federal Savings and Loan Insurance Corporation to revoke the charter of the Federal Asset Disposition Association and reform the process for liquidating assets of failed institutions; on which the vote was postponed until Wednesday, October 12.
Page 29039

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 515, to provide for more detailed and uniform disclosure by credit and charge card issuers with respect to information relating to interest rates and other fees which may be incurred by consumers through the use of any credit or charge card.
Pages 29047, 29056

National Institute on Deafness: House disagreed to the Senate amendments to H.R. 3361, to amend the Public Health Service Act to establish within the National Institutes of Health a National Institute on Deafness and Other Communication Disorders; and agreed to a conference.
Page 29122

Referrals: Five Senate-passed measures were referred to the appropriate House committees.
Page 29160

Quorum Calls—Votes: Twelve yea-and-nay votes developed during the proceedings of the House today and appear on pages 29006, 29008, 29009, 29010, 29011, 29024, 29025, 29026. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:28 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Began markup of H.R. 4164, Omnibus Oregon Wild and Scenic Rivers Act of 1988.

The Committee also discussed H.R. 5103, to amend the Agricultural Act of 1949 to allow producers to devote conservation reserve acreage to water storage for irrigation.

SALES OF COMMODITIES

Committee on Agriculture: Subcommittee on Tobacco and Peanuts hearing to review USDA's change in procedure concerning the sales of commodities through the Export Credit Guarantee Program and the Intermediate Export Credit Guarantee Program. Testimony was heard from Thomas O. Kay, Administrator, Foreign Agricultural Service, USDA; and Allan I. Mendelowitz, Senior Associate Director, National Security and International Affairs Division, GAO.

DOWNING OF IRAN FLIGHT 655

Committee on Armed Services: Defense Policy Panel concluded hearings on the downing of the Iran Air Flight 655, focusing on the effects of stress and other human factors on performance in combat. Testimony was heard from the following officials of the Department of the Navy: Steven F. Zernet, Director, Life Science Directorate, Office of Naval Research; and Capt. Paul X. Rinn, USN, Former Commander, U.S.S. *Samuel B. Roberts;* and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Employment Opportunities held an oversight hearing on discrimination in tennis. Testimony was heard from public witnesses.

CONDUCT OF FTC OFFICIALS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing to examine the conduct of officials of the FTC which may involve prohibited political activities and misuse of authorized and appropriated funds. Testimony was heard from the following officials of the FTC: Daniel Oliver, Chairman; Terry Calvani, Mary L. Azcuenaga, and Andrew J. Strenio, Jr., all Commissioners; and Carter L. Clews.

PHILIPPINES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs met in executive session to hold a hearing on developments in the investigation of the Philippines. Testimony was heard from a public witness.

PANAMA DEMOCRACY AND ECONOMIC RECOVERY ACT

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Western Hemisphere Affairs held a joint hearing on H.R. 4703, Panama Democracy and Economic Recovery Act. Testimony was heard from Francis J. McNeil, former Ambassador to Costa Rica; and public witnesses.

DRUG AND ALCOHOL ABUSE

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Investigations held a hearing on NRC's approach to drug and alcohol abuse. Testimony was heard from the following officials of the NRC: Lando W. Zech, Jr., Chairman; Kenneth M. Carr and Kenneth C. Rogers, both Commissioners; Eugene T. Pawlik, Director, Office of Investigations, Region III; and Loren L. Bush, Jr., Chief, Program Development and Review Section, Safeguards Branch, Division of Reactor Inspection and Safeguards, Office of Nuclear Reactor Regulation.

URANIUM REVITALIZATION TAILINGS RECLAMATION AND ENRICHMENT ACT

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on Uranium Revitalization Tailings Reclamation and Enrichment Act of 1988 (H.R. 4934, H.R. 4975, and H.R. 4489). Testimony was heard from Theodore J. Garrish, Assistant Secretary, Nuclear Energy, Department of Energy; and public witnesses.

Joint Meetings

SDI PROGRAM

Joint Hearing: Senate Committee on Armed Services concluded joint hearings with the House Committee on Armed Services on the restructuring of the Strategic Defense Initiative (SDI) program, after receiving testimony from Robert B. Costello, Under Secretary of Defense for Acquisition; Gen. Robert T. Herres, USAF, Vice Chairman, Joint Chiefs of Staff; and Lt. Gen. James A. Abrahamson, USAF, Director, Strategic Defense Initiative Organization.

OMNIBUS McKINNEY HOMELESS ASSISTANCE ACT

Conferees met on the differences between the Senate- and House-passed versions of H.R. 4352,, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless, but did not complete action thereon, and recessed subject to call.

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Friday, October 7, 1988

Senate

Chamber Action

Routine Proceedings, pages 29319–29584

Measures Introduced: Six bills and five resolutions were introduced, as follows: S. 2873–2878, S. Con. Res. 158–160, and S. Res. 491–492.

Page 29365

Measures Reported: Reports were made as follows:

Received on Thursday, October 6:

S. 1808, to require the Secretary of Health and Human Services to determine the appropriate regulatory classification of the transitional devices of the Medical Device Amendments of 1976, and for other purposes with an amendment in the nature of a substitute. (S. Rept. No. 100–588)

Received today:

S. 1950, to amend the Public Health Service Act to reauthorize adolescent family life demonstration projects, and for other purposes with an amendment in the nature of a substitute. (S. Rept. No. 100–591)

S. 2810, to amend the Marine Mammal Protection Act of 1972 and to authorize appropriations for that Act, and for other purposes with amendments. (S. Rept. No. 100–592)

H.R. 4399, to facilitate commercial access to space, and for other purposes with an amendment in the nature of a substitute. (S. Rept. No. 100–593)

S. 2549, to promote highway traffic safety, encouraging the States to establish measures for more effective enforcement of laws to prevent drunk driving, and for other purposes, with amendments. (S. Rept. No. 100–594)

S. 2761, to authorize appropriations to carry out title III of the Marine Protection, Research and Sanctuaries Act of 1974 during fiscal years 1989, 1990, 1991, and 1992, and for other purposes, with amendments. (S. Rept. No. 100–595)

Page 29364

Measures Passed:

Omnibus Oregon Wild and Scenic Rivers Act of 1988: Senate passed S. 2148, to amend the Wild and Scenic Rivers Act of 1968, after agreeing to a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

Page 29437

Hatfield Amendment No. 3625, of a technical and clarifying nature.

Page 29440

National Institute on Deafness and Other Communication Disorders Act: The Committee on Labor and Human Resources was discharged from the further consideration of S. 1727, to amend the Public Health Service Act, to establish within the National Institutes of Health a National Institute on Deafness and Other Communication Disorders, and the bill was then passed, after agreeing to Byrd (for Harkin) Amendment No. 3626, in the nature of a substitute.

Page 29469

Palau Compact of Free Association Implementation Act: The Committee on Energy and Natural Resources was discharged from the further consideration of H.J. Res. 597, to authorize entry into force of the Compact of Free Association between the United States and the Government of Palau, and the measure was passed, after agreeing to Byrd (for Johnston) Amendment No. 3627, in the nature of a substitute.

Page 29472

Dialogue on the Economies of the European Communities: Senate agreed to S. Res. 491, to express the sense of the Senate that the President establish a bicontinental dialogue on the implications of the integration of the economies of the European Communities.

29482

Correction of Enrollment: Senate agreed to S. Con. Res. 158, to authorize a correction in the enrollment of H.R. 4585, to extend the authorization of funds for the Taft Institute through fiscal year 1991.

Page 29468

Correction of Enrollment: Senate agreed to S. Con. Res. 159, to make corrections in the enrollment of H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1958.

Page 29514

Correction of Enrollment: Senate agreed to S. Con. Res. 160, to authorize a correction in the enrollment of S. 508, to amend title 5, United States Code, to strengthen the protections available to Federal employees against prohibited personnel practices.

Page 29344

Commending the Republic of Korea: The Committee on Foreign Relations was discharged from the further consideration of S. Con. Res. 152, to commend the Republic of Korea in hosting the Games of the XXIV Olympiad, and the measure was then agreed to.

Page 29478

Drunk Driving is a National Crisis: Senate agreed to H. Con. Res. 276, to express the sense of the Congress that the Surgeon General should declare that drunk driving is a national crisis.

Page 29478

Federal Communications Commission Authorization of 1987: Senate passed S. 1048, to amend the Communications Act of 1934 to authorize funds for the Federal Communications Commission after agreeing to a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Page 29489

(1) Byrd (for Inouye) Amendment No. 3628, in the nature of a substitute.

Page 29490

(2) Hatfield (for Wilson) Amendment No. 3629), to express the sense of the Congress concerning support for amateur radio.

Page 29493

H.R. 2961, companion measure, was indefinitely postponed.

Page 29493

Salinas National Monument-New Mexico: Senate passed S. 2545, to redesignate Salinas National Monument in the State of New Mexico, after agreeing to a committee amendment in the nature of a substitute and Hatfield (for Domenici) Amendment No. 3630, of a technical nature.

Page 29496

Rio Chama River-New Mexico: Senate passed S. 850, to amend the Wild and Scenic Rivers Act to designate a segment of the Rio Chama River in New Mexico as a component of the National Wild and Scenic Rivers System, after agreeing to an amendment in the nature of a substitute.

Page 29502

Abiquiu Dam in New Mexico: Senate passed H.R. 5423, to authorize continued storage of water at Abiquiu Dam in New Mexico.

Page 29504

National Women Veterans Recognition Week: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 488, to designate the period November 6–12, 1988, as "National Women Veterans Recognition Week," and the measure was then passed.

S.J. Res. 357, companion measure, was indefinitely postponed.

Page 29505

Quinault Indian Nation: Senate passed S. 2752, to declare that certain lands be held in trust for the Quinault Indian Nation, after agreeing to a committee amendment in the nature of a substitute and Hatfield (for Evans) Amendment No. 3631, to modify the boundary of the Olympic National Forest.

Page 29505

Bicentennial of the U.S. Congress Commemorative Coin Act: Senate passed H.R. 5280, to require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the United States Congress, after agreeing to an amendment proposed thereto, as follows:

Page 29509

Byrd Amendment No. 3632, to provide that the design for each coin authorized by the Act shall be selected by the Secretary after consultation with the Speaker of the House of Representatives, the President pro tempore of the Senate, and the Commission of Fine Arts, and providing for the design of the coins.

Page 29509

Commission for Improvement of Federal Crop Insurance Program: The Committee on Agriculture, Nutrition, and Forestry was discharged from the further consideration of H.R. 5325, to establish a commission to review and make recommendations for the improvement of the Federal crop insurance program, and the bill was then passed.

Page 29511

Public Telecommunications Act of 1988: Senate passed S. 2114, to amend the Communications Act of 1934, to authorize funds for planning and constructing public telecommunications facilities and the Corporation for Public Broadcasting, and establish the Public Broadcasting Satellite Interconnection Fund, after agreeing to a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Page 29514

(1) Byrd (for Inouye) Amendment No. 3634, in the nature of a substitute.

Page 29516

(2) Hatfield (for Wilson) Amendment No. 3635, to provide for television and radio service to minority and diverse audiences.

Page 29517

(3) Byrd (for Inouye) Amendment No. 3636 (to Amendment No. 3634), of a perfecting nature.

Page 29518

Recognition of the Solidarity Union as a Legal Entity: Senate agreed to S. Res. 475, urging the Polish Government to recognize the independent trade union Solidarity as a legal entity.

Page 29527

International Cooperation to Protect Biological Diversity: Senate passed H.J. Res. 648, to encourage increased international cooperation to protect biological diversity.

Page 29528

Iroquois Confederacy of Nations: Senate agreed to S. Con. Res. 76, to acknowledge the contribution of the Iroquois Confederacy of Nations to the development of the United States Constitution and to reaffirm the continuing government-to-government relationship between Indian tribes and the United States established in the Constitution.

Page 29528

National Family Caregivers Week: Senate passed S.J. Res. 278, designating November 20–26, 1988, as "National Family Caregivers Week."

Page 29528

National Home Care Week: Senate passed S.J. Res. 280, to designate the week of November 27, through December 3, 1988, as "National Home Care Week."

Page 29529

National Skiing Day: Senate passed S.J. Res. 301, designating January 20, 1989, as "National Skiing Day."

Page 29529

National Day of Excellence: Senate passed S.J. Res. 327, commemorating January 28, 1989, as a "National Day of Excellence" in honor of the crew of the Space Shuttle *Challenger.*

Page 29530

National Military Families Recognition Day: Senate passed S.J. Res. 337, acknowledging the sacrifices that military families have made on behalf of the Nation and designating November 21, 1988, as "National Military Families Recognition Day."

Page 29530

Greek Independence Day: Senate passed S.J. Res. 346, to designate March 25, 1989, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy."

Page 29530

United States Marshals Bicentennial Day: Senate passed S.J. Res. 352, designating September 24, 1989, as "United States Marshals Bicentennial Day."

Page 29530

National Teacher Appreciation Day: Senate passed S.J. Res. 355, designating October 7, 1988, as "National Teacher Appreciation Day."

Page 29532

Vocational Technical Education Week: Senate passed S.J. Res. 363, designating November 28 through December 2, 1988, as "Vocational Technical Education Week."

Page 29531

National Challenger Center Day: Senate passed S.J. Res. 365, to designate January 28, 1989, as "National Challenger Center Day" to honor the crew of the space shuttle *Challenger.*

Page 29531

National Adoption Week: Senate passed S.J. Res. 372, to designate the week beginning November 21–27, 1988, as "National Adoption Week."

Page 29531

National Youth 2000 Week: Senate passed S.J. Res. 385, to designate September 11–17, 1988, as "National Youth 2000 Week."

Page 29531

National Grasslands Week: Senate passed S.J. Res. 386, to designate the week of June 18–24, 1989, as "National Grasslands Week."

Page 29532

Infectious Waste Regulation Act: Senate passed H.R. 3515, to amend the Solid Waste Disposal Act, to require the Administrator of the Environmental Protection Agency to promulgate regulations on the management of infectious waste, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Baucus and Chafee) Amendment No. 3637, to provide substitute language for section 2(a).

Page 29532

William W. Pares, Jr., Post Office Building: The Committee on Governmental Affairs was discharged from the further consideration of H.R. 3029, to designate the new Post Office Building in Gretna, Louisiana, as the "William W. Pares, Jr., Post Office Building," and the bill was then passed.

Page 29527

National Groundwater Contamination Research Act: Senate passed H.R. 791, to authorize the water resources research activities of the United States Geological Survey, after agreeing to a committee amendment in the nature of a substitute and Byrd (for Burdick) Amendment No. 3638, of a technical nature.

Page 29344

Atrocities in Burundi: The Committee on Foreign Relations was discharged from the further consideration of H. Con. Res. 371, concerning the United States response to the atrocities reportedly carried out in Burundi in August, and the measure was then agreed to.

Page 29571

Action Vitiated:

Gus J. Solomon United States Courthouse: Senate passed H.R. 5007, to designate the United States Courthouse at 620 Southwest Main Street, Portland, Oregon, as the "Gus J. Solomon United States

Courthouse," after agreeing to an amendment proposed thereto, as follows:

Hatfield (for Domenici) Amendment No. 3633, to allow States, at their discretion, to use highway trust fund apportionments for on-the-job training programs.

This action was subsequently vitiated and the measure was returned to the calendar.

Page 29513

Indefinitely Postponed: The following measures were indefinitely postponed:

Public Lands in Eddy County, New Mexico: S. 1272, to withdraw certain public lands in Eddy County, New Mexico, with a committee amendment in the nature of a substitute.

Federal Assistance in Energy Conservation: S. 1554, to provide Federal assistance and leadership to a program of research, development and demonstration of renewable energy and energy conservation technologies, with a committee amendment in the nature of a substitute.

Coast Guard Authorizations: S. 1459, to authorize funds for the Coast Guard for fiscal years 1988 and 1989.

Postponed

Parental and Medical Leave Act: Senate resumed the consideration of S. 2488, to grant employees parental and temporary medical leave under certain circumstances, with a committee amendment in the nature of a substitute.

Pages 29250, 29253

By 50 yeas to 46 nays (Vote No. 355), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the committee amendment in the nature of a substitute.

Page 29265

By unanimous consent, the bill was subsequently returned to the calendar.

Page 29269

Technical Corrections Act of 1988: Senate continued consideration of S. 2238, to make technical corrections relating to the Tax Reform Act of 1986, with a committee amendment in the nature of a substitute, taking action on additional amendments proposed thereto, as follows:

Pages 29269, 29319, 29353

Adopted:

(1) Nickles Amendment No. 3580, to eliminate the reporting requirements under the now-repealed Crude Oil Windfall Profit Tax for crude oil removed between January 1 and August 22, 1988, for which there is no windfall tax liability and for which there have been no windfall tax withheld.

Page 29275

(2) Baucus (for Inouye) Amendment No. 3583, to provide new rules for the calculation of relative values in the operations of petroleum refineries in a foreign trade zone.

Page 29292

(3) Baucus (for Inouye) Amendment No. 3584, to amend title XVIII of the Social Security Act, to permit direct payment under the Medicare program for services of registered nurses as assistants at surgery.

Page 29292

(4) Cranston Amendment No. 3585, to provide that the term "exempt function" shall not include the function of influencing or attempting to influence the selection, nomination or appointment of any individual to any Federal, State or local nonelective public office.

Page 29295

(5) By unanimous vote of 88 yeas (Vote No. 356), DeConcini Amendment No. 3586, to express the sense of the Senate regarding tax-exempt financing of residential rental property by not-for-profit organizations.

Page 29296

(6) Warner Amendment No. 3622, to provide for addition to Manassas National Battlefield Park, Virginia.

Page 29341

(7) By 50 yeas to 25 nays (Vote No. 361), Bumpers Amendment No. 3623 (to Amendment No. 3622), in the nature of a substitute.

Page 29356

Rejected:

(1) D'Amato Amendment No. 3587, to exclude from gross income employer subsidies for mass transit and van pooling and to increase the gas guzzler tax. (By 43 yeas to 41 nays (Vote No. 358), Senate tabled the amendment.)

Page 29306

(2) Gore Amendment No. 3609, to assure fair marketing practices for certain encrypted satellite

communications. (By 43 yeas to 36 nays) (Vote No. 360), Senate tabled the amendment.)

Page 29319

Withdrawn:

(1) Cranston Amendment No. 3581, to improve the efficiency of the Federal classification system and to promote equitable pay practices within the Federal Government.

Page 29276

(2) Evans modified Amendment No. 3582 (to Amendment No. 3581), of a perfecting nature. (By 14 yeas to 72 nays (Vote No. 357), Senate failed to table the amendment. Amendment fell when the underlying amendment was withdrawn.)

Pages 29276, 29284

(3) Bradley Amendment No. 3606, to repeal the restrictions on abortion that are contained in the fiscal year 1989 District of Columbia Appropriations Act.

Page 29314

(4) Cranston Amendment No. 3607 (to Amendment No. 3606), of a perfecting nature. (Amendment fell when the underlying amendment was withdrawn.)

Page 29314

Pending:

Stevens Amendment No. 3624, relating to certain employer/employee trusts pursuant to collective bargaining agreements.

Page 29356

A unanimous-consent agreement was reached providing for further consideration of the bill and amendments proposed thereto.

Page 29353

Senate will continue consideration of the bill and amendments proposed thereto on Tuesday, October 11.

Ocean Dumping Reform Act: Senate disagreed to the amendment of the House to S. 2030, to amend the Marine Protection, Research, and Sanctuaries Act, agreed to a request for a conference thereon, and appointed as conferees Senators Moynihan, Burdick, Mitchell, Lautenberg, Chafee, Stafford, and Pressler.

Page 29269

Exposure to Radon Health Threat: Senate concurred in the amendments of the House to S. 744, to assist States in responding to the threat to human health posed by exposure to radon.

Page 29461

Taft Institute Authorizations—Conference Report: Senate agreed to the conference report on H.R. 4585, to extend the authorization of funds for the Taft Institute through fiscal year 1988.

Page 29468

New, Gauley, Meadow, and Bluestone Rivers in West Virginia: Senate concurred in the amendment of the House to the Senate amendment to H.R. 900, to protect and enhance the natural, scenic, cultural, and recreational values of certain segments of the New, Gauley, Meadow, and Bluestone Rivers in West Virginia, for the benefit of present and future generations.

Page 29478

Reauthorization of the Office of Federal Procurement Policy: Senate disagreement to the amendments of the House to S. 2215, to amend the Office of Federal Procurement Policy Act, to authorize funds for an additional 4 years, requested a conference with the House thereon, and appointed as conferees Senators Chiles, Glenn, Nunn, Bingaman, Levin, Roth, Rudman, Stevens, and Cohen.

United States Grain Standards Act Amendments: Senate concurred in the amendment of the House to the Senate amendments to H.R. 4345, to amend the United States Grain Standards Act, to extend through September 30, 1993, the authority contained in section 155 of the Omnibus Reconciliation Act of 1981 and Pub. L 98–469, to charge and collect inspection and weighing fees.

Page 29511

Health Maintenance Organization Amendments—Conference Report: Senate agreed to the conference report on H.R. 3235, to amend the Public Health Service Act, to revise the program of assistance for health maintenance organizations.

Page 29513

Private Relief: Senate concurred in the amendment of the House to S. 391, for the relief of Yyong Cha Kim Kay.

Page 29514

Retirement and Survivor Annuities for Bankruptcy Judges and Magistrates Act—Conference Report: Senate agreed to the conference report on

S. 1630, to provide for retirement and survivor's annuities for bankruptcy judges and magistrates.

Page 29527

Whistleblower Protection Act of 1988: Senate concurred in the amendment of the House to S. 508, to amend title 5, United States Code, to strengthen the protections available to Federal employees against prohibited personnel practices.

Page 29535

Congaree Swamp National Monument: Senate concurred in the amendments of the House to S. 2018, to expand the boundaries of the Congaree Swamp National Monument, to designate wilderness therein.

Page 29572

Lyman-Jones West River, and Oglala Sioux Rural Water Development Projects: Senate concurred in the amendment of the House to the Senate amendment numbered 9 to H.R. 2772, to authorize the Lyman-Jones West River, and Oglala Sioux River Water Development Projects.

Page 29572

Conveyance of Land, Ocotillo, California: Senate concurred in the amendment of the House to the Senate amendment to H.R. 990, to direct the Secretary of the Interior to convey a certain parcel of land located near Ocotillo, California.

Page 29577

Strategic Petroleum Reserve Protection: Senate concurred in the amendment of the House to S. 836, to amend the Department of Energy Organization Act, to authorize protection force personnel who guard the strategic petroleum reserve or its storage and related facilities to carry firearms while discharging their official duties and in certain instances to make arrests without warrant, and to establish the offense of trespass on property of the strategic petroleum reserve.

Page 29577

Messages From the House: **Page 29363**

Measures Referred: **Page 29364**

Measures Ordered Placed on Calendar: **Page 29364**

Measures Read First Time: **Page 29364**

Statements on Introduced Bills: **Page 29365**

Amendments Submitted: **Page 29378**

Additional Cosponsors: **Page 29376**

Additional Statements: **Page 29409**

Record Votes: Seven record votes were taken today. (Total—361)

Pages 29265, 29300, 29305, 29314, 29316, 29341, 29356

Recess: Senate convened at 9:30 a.m., and recessed on Saturday, October 8, at 12:07 a.m., until 9 a.m., on Tuesday, October 11, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 29584.)

Committee Meetings

MONTANA WILDERNESS AREAS

Committee on Energy and Natural Resources: Committee ordered favorably reported S. 2751, to designate certain lands in Montana as wilderness, and to release other forest lands for multiple use management, with an amendment in the nature of a substitute.

ANTITERRORISM AND ARMS EXPORTS

Committee on Foreign Relations: Committee concluded hearings on S. 2776, to prohibit exports of military equipment to countries supporting international terrorism, after receiving testimony from Representatives Berman and Hyde; and L. Paul Bremer, Ambassador at Large for Counter-Terrorism, Department of State.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 5492–5494; and 1 private bill, H.R. 5495 were introduced.

Page 29235

Report Filed: One report was filed as follows: Conference report on H.R. 1807, to amend the Small Business Act to reform the Capital Ownership Development Program (H. Rept. 100–1070).

Page 29235

Conferees Appointed: The Speaker appointed as conferees in the conference on H.R. 3361, to amend the Public Health Service Act to establish within the National Institutes of Health a National Institute on Deafness and Other Communication Disorders, the following: Representatives Dingell, Waxman, Wyden, Lent, and Madigan.

Page 29200

Subsequently, conferees received permission to have until midnight on Tuesday, October 11, to file the conference report on H.R. 3361.

Page 29200

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 1807, to amend the Small Business Act to reform the Capital Ownership Development Program.

Pages 29200, 29207

Adjournment: Met at 10 a.m. and adjourned at 11:12 a.m.

Committee Meetings

CONVENTIONAL STABILITY IN EUROPE

Committee on Armed Services: Defense Policy Panel concluded hearings on conventional stability in Europe. Testimony was heard from Stephen D. Biddle, Institute for Defense Analysis; and a public witness.

AFFORDABILITY AND AVAILABILITY OF AUTOMOBILE INSURANCE

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness concluded hearings on affordability and availability of auto insurance with emphasis on the Involuntary Market. Testimony was heard from E. Susan Kellogg, Commissioner of Insurance, State of Maryland; Roger Langley, Senior Deputy Commissioner, State of North Carolina; Richard Hsia, Deputy Superintendent of Insurance, Insurance Department, State of New York; and public witnesses.

Joint Meetings

SEPTEMBER EMPLOYMENT STATISTICS

Joint Economic Committee: Committee held hearings to review the employment/unemployment statistics for September, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

OCEAN DUMPING REFORM

Conferees agreed to file a conference report on the differences between the Senate- and House-passed version of S. 2030, to amend the Marine Protection, Research, and Sanctuaries Act.

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Tuesday, October 11, 1988

Senate

Chamber Action

Routine Proceedings, pages 29694–29860

Measures Introduced: Two bills and three resolutions were introduced, as follows: S. 2879–2880, S.J. Res. 394, and S. Res. 493–494.

Page 29797

Measures Reported: Reports were made as follows:

S. 2047, to require a health warning on the labels of all alcoholic beverage containers, with an amendment in the nature of a substitute. (S. Rept. No. 100–596)

Page 29797

Measures Passed:

Clinical Laboratories Standards Act: Senate passed H.R. 5471, to amend the Public Service Act, to revise the authority for the regulation of clinical laboratories.

H.R. 5150 and S. 2477 companion measures, were indefinitely postponed.

Page 29834

Lewis and Clark National Historic Site in the State of Montana: Senate passed S. 1704, to authorize the establishment of the Lewis and Clark National Historic Site in the State of Montana, after agreeing to a committee amendment in the nature of a substitute.

Page 29841

Relief of Town of Neihart, Montana: Senate passed S. 2457, to transfer certain lands in the State of Montana and to relieve the town of Niehart, Montana, of any obligation to pay consideration for lands conveyed to it under authority of the Small Tracts Act.

Page 29841

Land Acquisition—Canaveral National Seashore: Senate passed H.R. 3559, to authorize and direct the acquisition of lands for Canaveral National Seashore.

Page 29842

Public Lands Management—Michigan: Senate passed H.R. 4375, to improve the management of certain public lands in the State of Michigan.

Page 29842

Dominick V. Daniels Postal Facility: Senate passed H.R. 2985, to designate the facility of the United States Postal Service located at 850 Newark Turnpike in Kearny, New Jersey, as the "Dominick V. Daniels Postal Facility".

Page 29842

Archeological Resources Protection Act: Senate passed S. 1985, to improve the protection and management of archeological resources on federal land.

Page 29842

Federal Mining Rights: Senate passed S. 2264, to authorize the Secretary of the Interior to exchange certain Federal mining rights for certain lands in New Mexico, after agreeing to a committee amendment in the nature of a substitute.

Page 29843

Poverty Point National Monument: Senate passed H.R. 775, to provide for the establishment of the Poverty Point National Monument.

Page 29844

Sipsey River and Alabama Wilderness: Senate passed H.R. 5395, to designate the Sipsey River as a component of the National Wild and Scenic Rivers System, to designate certain areas as additions to the Sipsey Wilderness, to designate certain areas as conditions to the Cheaha Wilderness, and to preserve over thirty thousand acres of pristine natural treasures in the Bankhead National Forest for the aesthetic and recreational benefit of future generations of Alabamians.

Page 29844

Private Land Claim—Sumter County, Alabama: The Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 5059, to quiet title and possession with respect to a certain private land claim in Sumter County, Alabama, and the measure was then passed.

S. 2586, companion measure, was indefinitely postponed.

Page 29845

Egg Research and Consumer Information Act: Senate passed H.R. 5318, to amend the Egg Research and Consumer Information Act to limit the total costs that may be incurred by the Egg Board in collecting producer assessments and having administrative staff, to eliminate egg producer refunds, and to delay the conducting of any referendum by egg producers on the elimination of such refunds.

Page 29845

Antietam National Battlefield: The Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 4554, to remove certain restrictions on land acquisitions for Antietam National Battlefield, and the measures was then passed.

S. 2565, companion measure, was indefinitely postponed.

Page 29845

Zuni-Cibola National Historical Park—New Mexico: Senate passed H.R. 4182, to authorize the establishment of the Zuni-Cibola National Historical Park in the State of New Mexico, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Bingaman) Amendment No. 3659, in the nature of a substitute.

Page 29845

Private Relief: The Committee on Government Affairs was discharged from the further consideration of H.R. 1864, for the relief of Helen Lannier, and the measure was then passed.

Page 29848

Women's Business Ownership Act of 1988: Senate Passed H.R. 5050, to amend the Small Business Act, to establish programs and initiate efforts to assist the development of small business concerns owned and controlled by women, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Bumpers) Amendment No. 3660, in the nature of a substitute.

Page 29848

Directing Senate Legal Counsel: Senate agreed to S. Res. 494, to authorize representation by the Senate Legal Counsel in the case of *Springfield Terminal Railway Co.* v. *United Transportation Union and National Mediation Board,* No. 88-117 P, pending in the United States District Court for the District of Maine.

Page 29858

Technical Corrections Act of 1988: By 87 yeas to 1 nay (Vote No. 366), Senate passed H.R. 4333, to make technical corrections relating to the Tax Reform Act of 1986, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2238, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute and taking action on additional amendments proposed thereto, as follows:

Page 29705

Adopted:

(1) Graham modified Amendment No. 3639, providing for partnership reporting of unrelated business taxable income, and relating to estates of nonresidents who are not citizens but have citizens as spouses.

Page 29774

(2) Hatch modified Amendment No. 3641, to express the sense of the Senate that the tax laws of the United States should provide for a deductibility of all or part of the costs of adopting a child.

Page 29721

(3) Baucus-Packwood Amendment No. 3642, of a technical and clarifying nature.

Page 29772

(4) Metzenbaum Amendment No. 3643, to sunset two treaty provisions relating to special relief with respect to insurance excise taxes.

Page 29741

(5) By unanimous vote of 87 yeas (Vote No. 364), Pell-Helms Amendment No. 3645, to mandate United States sanctions against Iraq because of its use of chemical weapons in violation of international law.

Pages 29744, 29746, 29758

(6) Melcher modified Amendment No. 3650, to amend the Internal Revenue Code of 1986, to restore income averaging for farmers.

Page 29759

(7) By 87 yeas to 1 nay (Vote No. 365), Daschle Amendment No. 3652 (to Amendment No. 3650, of a perfecting nature, to amend the Internal Revenue Code of 1986, to include payments under title II of the Disaster Assistance Act of 1988 in the special rule for taxable year of inclusion and to treat property transferred in trust to a spouse who is not a citizen of the United States.

Page 29762

(8) Packwood (for Wilson) Amendment No. 3653, to refine the capital gains exclusion for the sale of a principal residence by an individual over the age of 55 so as to allow such exclusion to be available to disabled individuals.

Page 29766

(9) Bingaman-Domenici Amendment No. 3612, to disregard amount of bonds issued on behalf of a bond bank or dedicated bond pool in determining if issuer qualifies for small issuers exception to arbitrage rules.

Page 29767

(10) Metzenbaum Amendment No. 3654, to provide that a State may treat a person who renders dependent care or similar service as other than an employee for employment tax purposes are satisfied with respect to such person for such applicable period.

Page 29768

(11) Riegle Amendment No. 3655, relating to the application of State prepaid tuition plans.

Page 29769

(12) Baucus (for Ford and Helms) Amendment No. 3656, to provide that the Secretary of the Treasury or his delegate, in consultation with the Secretary of Health and Human Services, shall conduct a study on health care costs resulting from smoking.

Page 29770

Rejected:

(1) Bradley Amendment No. 3640, to increase the earned income credit and strike provisions reducing Federal revenue. (By 85 yeas to 2 nays (Vote No. 362), Senate tabled the amendment.)

Pages 29710, 29722

(2) Bradley Amendment No. 3644, to establish a trust fund to finance the anti-substance abuse legislation, to fund such trust fund with revenues raised by this bill, and to provide that certain provisions of the bill not take effect. (By 82 yeas to 5 nays (Vote No. 363), Senate tabled the amendment.)

Pages 29742, 29746

Withdrawn:

(1) Stevens Amendment No. 3624, relating to certain employer/employee trusts pursuant to collective bargaining agreements.

Page 29709

(2) McClure Amendment No. 3646, to extend for 2 years the date by which hydroelectric projects must be placed in service if such projects were delayed in order to comply with certain Federal laws.

Page 29750

(3) Dole-Daschle Amendment No. 3651 (to Amendment No. 3650), of a perfecting nature, to amend the Internal Revenue Code of 1986, to include payments under title II of the Disaster Assistance Act of 1988, in the special rule for taxable year of inclusion and to treat property transferred in trust to a spouse who is not a citizen of the United States.

Page 29760

(4) Simpson Amendment No. 3657, to except certain charitable contributions for the imposition of alternative minimum tax.

Page 29771

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees, Senators Bentsen, Matsunaga, Moynihan, Baucus, Boren, Packwood, Dole, Roth and Danforth.

Page 29792

S. 2238, Senate companion measure, was subsequently indefinitely postponed.

Page 29792

Passage Vitiated:

Gus J. Solomon United States Courthouse: Senate passed H.R. 5007, to designate the United States Courthouse at 620 Southwest Main Street, Portland, Oregon, as the "Gus J. Solomon United States Courthouse," after agreeing to an amendment proposed thereto, as follows:

Stevens (for Domenici) Amendment No. 3658, to allow States, at their discretion, to use highway trust fund appropriations for on-the-job training programs.

This action was subsequently vitiated and the measure was returned to the calendar.

Page 29845

Indefinitely Postponed: The following measures were indefinitely postponed:

Aztec Ruins National Monument—New Mexico: S. 2617, to revise the boundary of Aztec Ruins National Monument in the State of New Mexico, with a committee amendment.

Page 29845

Warm Springs Study Act of 1988: S. 2767, to authorize a study of the history and culture of Warm Springs, New Mexico, in order to preserve its historic and cultural legacy for future generations.

Page 29845

Fair Credit and Charge Card Disclosure Act—Conference Report: Senate agreed to the conference report on H.R. 515, to provide for more detailed and uniform disclosure by credit and charge card issuers with respect to information relating to interest rates and other fees which may be incurred by consumers through the use of any credit or charge card.

Page 29852

Federal Energy Management Improvement Act: Senate concurred in the amendement of the House to S. 1382, to amend the National Energy Conservation Policy Act, to improve the Federal Energy Management Program, with an amendment thereto, as follows:

Page 29854

Stevens (for Dole) Amendment No. 3661, to provide civil penalties for the manufacturing, entering into commerce or transporting of imitation firearms which do not have markings to make them readily identifiable.

Page 29856

Colorado River Storage Project: Senate concurred in the amendments of the House to the Senate amendment to H.R. 3408, to increase the amounts authorized for the Colorado River Storage Project, with amendments thereto, as follows:

(1) Stevens (for Garn) Amendment No. 3662, to strike section 7.

Page 29859

(2) Byrd (for Johnston) Amendment No. 3663, of a technical nature.

Page 29859

Defense Authorizations, 1989—Conference Report—Agreement: A unanimous-consent agreement was reached providing for the consideration of the conference report on S. 2749, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal years for the Armed Forces.

Page 29834

Message From the President—Veto Message: Senate received a message from the President of the United States, returning without his approval S. 1259, to grant a right of access across a portion of Buffalo National River Park to a landowner whose property is adjacent to the park, which was ordered held at the desk by unanimous consent, pending further disposition.

Pages 29794, 29840

Nominations Received: Senate received the following nominations:

Gregory S. Dole, of Massachusetts, to be an Assistant Secretary of Transportation.

Harold K. Phillips, of California, to be a Member of the Board of Directors of the Inter-American Foundation.

A routine list of Air Force nominations.

Page 29859

Nomination Withdrawn: Senate received notification of the withdrawal of the nomination of Col. William J. Edwards for promotion to the permanent grade of brigadier general.

Page 29860

Nominations Confirmed: Senate confirmed the following nominations:

Eric H. Holder, Jr., of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia.

Mildred M. Edwards, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia.

John D. Davenport, of Oklahoma, to be a Member of the Federal Retirement Thrift Investment Board.

Stephen E. Bell, of Virginia, to be a Member of the Federal Retirement Thrift Investment Board.

James H. Atkins, of Arkansas, to be a Member of the Federal Retirement Thrift Investment Board.

Bert H. Mackie, of Oklahoma, to be a Governor of the United States Postal Service.

Page 29860

Messages From the President: **Page 29794**

Messages From the House: **Page 29795**

Petitions and Memorials: **Page 29795**

Communications: **Page 29795**

Statements on Introduced Bills: **Page 29797**

Amendments Submitted: **Page 29800**

Additional Cosponsors: **Page 29799**

Authority for Committees: **Page 29820**

Additional Statements: Page 29820

Record Votes: Five record votes were taken today. (Total-366)

Pages 29722, 29746, 29758, 29766, 29792

Adjournment: Senate convened at 9 a.m., and adjourned at 9:08 p.m., until 10 a.m., on Wednesday, October 12, 1988.

Committee Meetings

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Karen R. Keesling, of Virginia, to be an Assistant Secretary of the Air Force of Manpower and Reserve Affairs, after the nominee testified and answered questions in her own behalf.

NUCLEAR LABORATORY TESTING

Committee on Governmental Affairs: Committee held hearings to examine security weaknesses at nuclear weapons laboratories, receiving testimony from Keith O. Fultz, Senior Associate Director, Mary Ann Kruslicky, Group Director, and John R. Schulze, Evaluator-in-Charge, all of the General Accounting Office; and Richard A. Du Val, Deputy Assistant Secretary for Operations, Office of Defense Programs, and Richard Williamson, Acting Deputy Assistant Secretary for International Affairs, Office of International Affairs and Energy Emergencies, both of the Department of Energy.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 5496–5499, were introduced.

Page 29693

Reports Filed: Reports were filed as follows:

Conference report on S. 2749, to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces (H. Rept. 100–1071);

Conference report on S. 1630, to provide for retirement and survivors' annuities for bankruptcy judges and magistrates (H. Rept. 100–1072);

H.R. 1769, to establish a Minority Business Development Administration in the Department of Commerce, and to clarify the relationship between such Administration and the Small Business Administration, amended (H. Rept. 100–1073); and

H.R. 2693, to require asbestos manufacturers to submit information on their asbestos products to the Environmental Protection Agency and to require owners of buildings containing asbestos to inspect the buildings and take samples of asbestos or asbestos-containing materials before commencing civil actions relating to asbestos, amended (H. Rept. 100–1074).

Page 29693

Committee Resignation: Read and accepted a letter from Representative Solarz wherein he resigns as a member of the Committee on Post Office and Civil Service.

Page 29674

Southern California Indian Land Transfer: The Speaker appointed as conferees in the conference on H.R. 3621, to declare that certain lands located in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservation with which they are contiguous, the following: Representatives Udall, Richardson, and Young of Alaska.

Page 29674

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 2:29 p.m.

Committee Meetings

No committee meetings were held.

◆◆◆◆◆◆◆◆◆◆◆

Wednesday, October 12, 1988

Senate

Chamber Action

Routine Proceedings, pages 29871–29978

Measures Introduced: Five bills and two resolutions were introduced, as follows: S. 2881–2885, and S. Res. 495–496.

Page 29951

Measures Passed:

National Forests and Public Lands of Nevada Enhancement Act: Senate passed S. 59, the "National Forests and Public Lands of Nevada Enhancement Act of 1987," after agreeing to a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Page 29922

(1) Garn (for Hecht and Reid) Amendment No. 3671, to provide that Congress expressly reserves the minimum quantity of water necessary to achieve the primary purposes for which the lands transferred pursuant to section 4(a) are withdrawn, that those purposes are hereby declared to be solely and exclusively the primary purpose for which the National Forests within which the lands are to be included were established. **Page 29923**

(2) Garn (for Hecht and Reid) Amendment No. 3672, to provide that if Congress releases all or any portion of the 160 acres of land described from the requirements of section 603(c) of the Federal Land Policy and Management Act, the Secretary of Agriculture is authorized to offer for sale all or any portion of the released lands at fair market value. **Page 29924**

Conveyance of Public Land, Nevada: Senate passed S. 575, to convey public land to the Catholic Diocese of Reno/Las Vegas, Nevada. **Page 29926**

Bessemer Ditch Near Pueblo, Colorado: Senate passed S. 2748, to extend the authorization in Public Law 96–309 to design and construct a gunite lining on certain reaches of the Bessemer Ditch in the vicinity of Pueblo, Colorado, after agreeing to a committee amendment in the nature of a substitute. **Page 29927**

Closed Basin Division, San Luis Valley Project, Colorado: Senate passed S. 1549, to increase the authorization ceiling for the Closed Basin Division, San Luis Valley Project, Colorado. **Page 29928**

Uranium Mill Tailings Remedial Action Amendments Act: Senate passed S. 1991, entitled the "Uranium Mill Tailings Remedial Action Amendments Act of 1987," after agreeing to committee amendments. **Page 29927**

John W. Bricker Federal Building: Senate passed H.R. 4410, to designated the Federal Building at Spring and High Streets in Columbus, Ohio, as the "John W. Bricker Federal Building." **Page 29928**

Gus J. Solomon United States Courthouse: Senate passed H.R. 5007, to designate the United States Courthouse at 620 Southwest Main Street, Portland, Oregon, as the "Gus J. Solomon United States Courthouse." **Page 29928**

Education of the Handicapped Act: Senate passed H.R. 5334, to make certain technical and conforming amendments to the Education of the Handicapped Act and the Rehabilitation Act of 1973. **Page 29928**

Uninspected Vessel Alerting Equipment: Senate passed H.R. 4557, to amend title 46, United States Code, to require alerting and locating equipment on manned uninspected vessels, to provide for exemption of uninspected vessels from certain requirements of that title, and to increase penalties for violations of certain uninspected vessel requirements. **Page 29928**

Referral of Measure to U.S. Claims Court: Senate agreed to S. Res. 73, to refer S. 329 entitled "A bill for the relief of Dynamic Technology International, Inc., Lew Malnak Associates, Star Design, Inc., Riverside Precision Machines, and certain other individuals" to the Chief Judge of the United States Claims Court for a report thereon. **Page 29928**

Referral of Measure to U.S. Claims Court: Senate agreed to S. Res. 187, referring the bill for the relief of Frederick Paul to the Chief Judge of the United States Claims Court. **Page 29929**

Private Relief: Senate passed H.R. 525, for the relief of John M. Gill. **Page 29929**

Private Relief: Senate passed H.R. 945, for the relief of Allen H. Platnick. **Page 29929**

Private Relief: Senate passed H.R. 1133, for the relief of Thomas Nelson Flanagan, after agreeing to committee amendments. **Page 29929**

S. 1878, companion measure, was indefinitely postponed. **Page 28359**

Private Relief: Senate passed H.R. 1275, for the relief of Joyce G. McFarland. **Page 29930**

Private Relief: Senate passed H.R. 1385, for the relief of Travis O. Jackson. **Page 29930**

Private Relief: Senate passed H.R. 1388, for the relief of David Butler, Aldo Cirone, Richard Denisi, Warren Fallon, Charles Hotton, Harold Johnson, Jean Lavoie, Vincent Maloney, Austin Mortensen, Kurt Olofsson, and John Jenks, after agreeing to committee amendments. **Page 29930**

Private Relief: Senate passed H.R. 2802, for the relief of Fleurette Seidman, after agreeing to a committee amendment thereto. **Page 29930**

S. 1754, companion measure, was indefinitely postponed. **Page 28359**

Private Relief: Senate passed H.R. 3347, for the relief of Bibianne Cyr. **Page 29930**

Federal Employees Liability Reform and Tort Compensation Act: Senate passed H.R. 4612, to amend title 28, United States Code, to provide for an exclusive remedy against the United States for suits based upon certain negligent or wrongful acts or omissions of United States employees committed within the scope of their employment, after agreeing to a committee amendment in the nature of a substitute. **Page 29931**

S. 2500, companion measure, was indefinitely postponed. **Page 28359**

General Accounting Office: Senate passed H.R. 5052, to amend title 31 of the United States Code to provide for a transfer of control of the General Accounting Office Building and to improve the administration of the General Accounting Office. **Page 29934**

Asbestos Products Information: Senate passed H.R. 5442, to provide the Environmental Protection Agency and the public with additional information about asbestos products. **Page 29934**

National Tropical Botanical Garden: Senate passed H.R. 4480, to change the name of the Pacific Tropical Botanical Garden, a federally chartered organization, to the National Tropical Botanical Garden.

S. 2781, companion measure, was indefinitely postponed. **Page 29935**

Lake Wylie Marine Commission: Senate passed H.J. Res. 644, granting the consent of Congress to the compact entered into between the State of North Carolina and the State of South Carolina establishing the Lake Wylie Marine Commission. **Page 29935**

Private Relief: Senate passed H.R. 4050, for the relief of certain persons in Riverside County, California, who purchased land in good faith reliance on an existing private land survey, after agreeing to an amendment proposed thereto, as follows:

Cranston-Wilson Amendment No. 3673, to provide that the Secretary of the Interior shall, within 6 months of enactment of the Act, complete the State indemnity application CA 16096 for land in Inyo County, California, as submitted to the State Director, Bureau of Land Management, California State Office, and shall convey the lands described to the State of California. **Page 29935**

Hanford Reach of the Columbia River: Senate passed H.R. 3614, to authorize a study of the Hanford Reach of the Columbia River, after agreeing to an amendment proposed thereto, as follows:

Garn (for Evans) Amendment No. 3674, to provide that the Secretary of the Interior, in consultation with the Secretary of Energy, shall prepare a comprehensive river conservation study for that segment of the Colorado River extending from 1 mile below Priest Rapids Dam downstream approximately 51 miles to the McNary pool north of Richland, Washington. **Page 29936**

Restricted Dissemination of Plant Diseases: The Committee on Governmental Affairs was discharged from the further consideration of H.R. 5199, to make nonmailable any plant, fruit, vegetable, or other matter, the movement of which in interstate commerce has been prohibited or restricted by the Secretary of Agriculture in order to prevent the dissemination of dangerous plant diseases or pests, and the measure was then passed. **Page 29938**

National Park of Samoa: The Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 4818, to establish the National Park of Samoa, and the measure was then passed. **Page 29941**

Marine Protection, Research, and Sanctuaries Act Authorization: Senate passed H.R. 4210, to authorize appropriations to carry out titles II and III of the Marine Mammal Protection, Research, and Sanctuaries Act of 1972, to establish the National Oceans Policy Commission, after agreeing to amendments proposed thereto, as follows: **Page 29942**

Byrd (for Hollings) Amendment No. 3676, to strike title III and title IV. **Page 29942**

S. 2761, companion measure, was indefinitely postponed. **Page 29944**

Treatment of Southeast Asian Refugees: Senate agreed to H. Con. Res. 303, commending humanitarian treatment of Southeast Asian Refugees and urging further measures to ensure humanitarian treatment of refugees. **Page 29944**

Commending Yakutat Elementary School: Senate agreed to S. Res. 495, to commend Yakutat Elementary School for excellence in education. **Page 29944**

Authorizing of Printing: Senate agreed to S. Res. 496, to authorize the printing of the environmental speeches of Senator Stafford as a Senate document. **Page 29945**

Hunger Prevention Act—Technical Correction: Senate passed S. 2885, to amend the Hunger Prevention Act of 1988, to make a technical correction. **Page 29945**

Budgetary Treatment of the Postal Service: Senate began consideration of a motion to proceed to consider S. 2449, to amend title 39, United States

Code, with respect to the budgetary treatment of the Postal Service.

Page 29907

Defense Authorizations, 1989—Conference Report: By 82 yeas to 7 nays (Vote No. 367), Senate agreed to the conference report on S. 2749, to authorize funds for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces.

Page 29886

Southern California Indian Land Transfer Act: Senate insisted on its amendments to H.R. 3621, to declare that certain lands located in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservation with which they are contiguous, agreed to a request for a conference thereon, and appointed as conferees Senators Inouye, Melcher, DeConcini, Burdick, Daschle, Evans, Murkowski, and McCain.

Page 29906

Vietnam Women Veterans Memorial: Senate concurred in the amendments of the House to S. 2042, to authorize the Vietnam Women's Memorial Project, Inc., to construct a statue at the Vietnam Veterans Memorial in honor and recognition of the women of the United States who served in the Vietnam conflict, with Byrd (for Cranston and Durenberger) Amendment No. 3675, in the nature of a substitute.

Page 29938

Designation of Wildcat River, New Hampshire: Senate concurred in the amendment of the House to S. 1914, to designate the Wildcat River in the State of New Hampshire as a unit of the National Wild and Scenic River System.

Page 29945

Appointments:

Advisory Committee for the White House Conference on Library Information Services: The Presiding Officer, on behalf of the President pro tempore, pursuant to section 5(a)(3) of Public Law 100–382, appointed Joan R. Reeves, of Rhode Island, Rebecca A. Floyd, of Mississippi, and Richard Akeroyd, Jr., of Connecticut, to the Advisory Committee for the White House Conference on Library and Information Services.

Page 29948

Advisory Committee on Student Financial Assistance: The Presiding Officer, on behalf of the President pro tempore, pursuant to section 391 of Public Law 99–498, reappointed Dr. James L. Flippin, of Mississippi, to the Advisory Committee on Student Financial Assistance.

Page 29948

Messages From the House: **Page 29950**

Measures Referred: **Page 29951**

Measures Ordered Held at Desk: **Page 29951**

Measures Ordered Placed on Calendar: **Page 29951**

Statements on Introduced Bills: **Page 29951**

Amendments Submitted: **Page 29959**

Additional Cosponsors: **Page 29958**

Authority for Committees: **Page 29962**

Additional Statements: **Page 29962**

Record Votes: One record vote was taken today. (Total—367)

Page 29900

Recess: Senate convened at 10 a.m., and recessed at 10:50 p.m., until 11 a.m., on Thursday, October 13, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 29977.)

Committee Meetings

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Lt. Gen. George L. Monahan, Jr., USAF, to be reassigned in the grade of lieutenant general and to be the Director of the Strategic Defense Initiative Organization, Office of the Secretary of Defense, after the nominee testified and answered questions in his own behalf.

NOMINATIONS

Committee on Finance: Committee concluded hearings on the nominations of Malcolm M.B. Sterett, of Maryland, to be General Counsel, and Mary T. Goedde, of Ohio, to be Assistant Secretary for Legislation, both of the Department of Health and Human Services, and Charles H. Dallara, of Virginia, to be Assistant Secretary of Policy Development, and Edith E. Holiday, of Georgia, to be Assistant Secretary of Public Affairs and Public Liaison, both of the Department of the Treasury, after the nominees testified and answered questions in their own behalf. Ms. Goedde was introduced by Representative Gradison, and Mr. Dallara was introduced by Senator Warner.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 5500–5520; and 10 resolutions, H. Con. Res. 388–390, and H. Res. 581–587 were introduced.

Page 30167

Bills Reported: Reports were filed as follows:

Conference report on H.R. 5261, to reauthorize the Indian Health Care Improvement Act (H. Rept. 100–1075);

H. Res. 581, waiving all points of order against the conference report on S. 2749, to authorize appropriations for fiscal year 1989 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, and against the consideration of such conference report (H. Rept. 100–1976);

H.R. 3423, to establish the Grays Harbor National Wildlife Refuge, amended (H. Rept. 100–1077);

H.R. 4984, to amend the Public Health Service Act to establish an International Health Corps (H. Rept. 100–1078);

H.R. 4936, to authorize the Secretary of Agriculture and other agency heads to enter into agreements with foreign fire organizations for assistance in wildfire protection, amended (H. Rept. 100–1079);

H. Res. 584, waiving all points of order against the conference report on H.R. 515, to provide for more detailed and uniform disclosure by credit and charge card issuers with respect to information relating to interest rates and other fees which may be incurred by consumers through the use of any credit or charge card, and against the consideration of such conference report (H. Rept. 100–1080);

H. Res. 585, waiving all points of order against the conference report on H.R. 4585, to extend the authorization of appropriations for the Taft Institute through fiscal year 1991, and against the consideration of such conference report (H. Rept. 100–1081);

H. Res. 586, providing for a motion to take H.R. 4416, to extend the authorization of appropriations for titles V and VI of the Library Services and Construction Act through fiscal year 1989, from the Speaker's table together with the Senate amendment and to concur in the Senate amendment (H. Rept. 100–1082);

H. Res. 587, providing for the consideration of S. 2752, to declare that certain lands be held in trust for the Quinault Indian Nation (H. Rept. 100–1083); and

Conference report on H.R. 3621, to declare that certain lands located in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservation with which they are contiguous (H. Rept. 100–1084).

Page 30166

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 29979

Committees To Sit: Committee on Public Works and Transportation and its Subcommittee on Public Buildings and Grounds received permission to sit during proceedings of the House under the 5-minute rule on Thursday, October 13.

Page 30002

FADA Dissolution: By a yea-and-nay vote of 247 yeas to 130 nays with 1 voting "present," Roll No. 442 (two-thirds of those present not voting in favor), the House failed to suspend the rules and pass H.R. 4646, amended, to require the Federal Savings and Loan Corporation to revoke the charter of the Federal Asset Disposition Association and reform the process for liquidating assets of failed institutions. This bill was debated on Thursday, October 6.

Page 29983

Military Base Closings: By a yea-and-nay vote of 370 yeas to 31 nays, Roll No. 443, the House agreed to the conference report on S. 2749, Defense Authorization Amendments and Base Closure and Realignment Act—clearing the measure for the President.

Page 30037

H. Res. 581, the rule which waived all points of order against the conference report, was agreed to earlier by a voice vote.

Page 30037

Subcommittee To Sit: Subcommittee on Government Activities and Transportation of the Committee on Government Operations received permission to sit during proceedings of the House under the 5-minute rule on Thursday, October 13.

Page 30045

Suspensions: House voted to suspend the rules and take the following actions:

Telecommunications accessibility enhancement: Passed H.R. 4992, amended, to expand our national telecommunications system for the benefit of the hearing-impaired and speech-impaired populations;

Page 30002

Nutrition monitoring and research: Passed S. 1081, amended, to establish a coordinated National Nutrition Monitoring and Related Research Program, and a comprehensive plan for the assessment of the nutritional and dietary status of the United States population and the nutritional quality of the United States food supply, with provisions for the conduct of scientific research and development in support of such program and plan (passed by a yea-and-nay vote of 311 yeas to 84 nays, Roll No. 444). Agreed to amend the title;

Pages 30006, 30131

Steel and aluminum energy conservation: Passed S. 2470, amended, to promote energy conservation and technology competitiveness in the American steel and aluminum industries;

Page 30019

Space shuttle Discovery: Agreed to H. Res. 574, to commemorate the successful return to flight by the space shuttle *Discovery* (passed by a yea-and-nay vote of 395 yeas, Roll No. 445). The Clerk was authorized to make a technical correction in the engrossment of the resolution;

Pages 30024, 30132

VA benefits and programs improvement: Passed S. 2049, amended, to establish an independent Commission on the Veterans' Administration Home Loan Guaranty Program, to amend title 38, United States Code, to authorize reductions in the interest rate on loans made by the Veterans' Administration to finance the sales of properties acquired by the Veterans' Administration as the result of foreclosures, and to establish creditworthiness requirements and require a 0.5 per centum fee for assumptions of such loans other than those sold without recourse. Agreed to amend the title;

Page 30026

U.S.S.R. control of Lithuanian cathedral: Agreed to H. Res. 300, expressing the opposition of the House of Representatives to the continued control of the cathedral in Vilnius, Lithuania, by the Union of Soviet Socialist Republics;

Page 30035

Federal employees leave transfers: Agreed to the Senate amendment to H.R. 3757, to amend title 5, United States Code, to permit voluntary transfers of leave by Federal employees where needed because of a medical or other emergency situation—clearing the measure for the President;

Page 30045

Federal employees leave transfers corrections: Agreed to H. Con. Res. 388, to correct technical errors in the enrollment of H.R. 3757, to amend title 5, United States Code, to permit voluntary transfers of leave by Federal employees where needed because of a medical or other emergency situation;

Page 30050

Whistleblower protection: Agreed to S. Con. Res. 160, to authorize a correction in the enrollment of S. 508, to amend title 5, United States Code, to strengthen the protections available to Federal employees against prohibited personnel practices—clearing the measure;

Page 30051

Hoopa Valley Tribe/Yurok Indians settlement: Agreed to S. Con. Res. 156, to correct the enrollment of S. 2723, to partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, and to clarify the use of tribal timber proceeds—clearing the measure;

Page 30051

Capital Ownership Development Program: Agreed to the conference report on H.R. 1807, to amend the Small Business Act to reform the Capital Ownership Development Program—clearing the measure for Senate action;

Page 30051

Women's small business ownership: Agreed to the Senate amendment to H.R. 5050, to amend the Small Business Act to establish programs and initiate efforts to assist the development of small business concerns owned and controlled by women—clearing the measure for the President;

Page 30066

Organ transplant amendments: Agreed to H. Res. 582, providing for agreeing, with an amendment, to the Senate amendments to H.R. 3097, to amend the Public Health Service Act to revise and extend the program of assistance to organ procurement organizations—returning H.R. 3097 to the Senate;

Page 30070

Minority business development: Passed H.R. 1769, amended, to establish a Minority Business Development Administration in the Department of Commerce, and to clarify the relationship between such Administration and the Small Business Administration;

Page 30072

Federal energy management: Agreed to the Senate amendment to the House amendments to S. 1382, to amend the National Emergency Conservation Policy Act to improve the Federal Energy Management Program—clearing the measure for the President;

Page 30079

Pipeline safety reauthorization: Agreed to H. Res. 583, providing for agreeing, with an amendment, to the Senate amendment to H.R. 2266, to amend the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipeline Safety Act of 1979 to authorize appropriations for fiscal years 1988 and 1989—returning H.R. 2266 to the Senate;

Page 30081

Post-employment restrictions: Passed H.R. 5043, amended, to amend section 207 of title 18, United States Code, relating to restrictions on post-employment activities (passed by a yea-and-nay vote of 374 yeas to 19 nays with 2 voting "present," Roll No. 446);

Pages 30089, 30132

Berne Convention: Agreed to the Senate amendment to H.R. 4262, to amend title 17, United States Code, to implement the Berne Convention for the Protection of Literary and Artistic Works, as revised at Paris on July 24, 1971—clearing the measure for the President;

Page 30100

Native Hawaiian health services: Passed S. 136, amended, to improve the health status of Native Hawaiians;

Page 30107

Imported vehicle safety compliance: Agreed to the Senate amendments to H.R. 2628, to amend the National Traffic and Motor Vehicle Safety Act of 1966 respecting the importation of motor vehicles in anticipation of compliance with safety standards under such Act—clearing the measure for the President;

Page 30111

Medical waste tracking: Agreed to the Senate amendments to H.R. 3515, to amend the Solid Waste Disposal Act to require the Administrator of the Environmental Protection Agency to promulgate regulations on the management of infectious waste—clearing the measure for the President;

Page 30113

Hazardous art materials: Passed H.R. 4847, to amend the Federal Hazardous Substances Act to require the labeling of chronically hazardous art materials;

Page 30116

Oregon wild and scenic rivers: Passed and cleared for the President S. 2148, to amend the Wild and Scenic Rivers Act of 1968;

Page 30119

Indian health care amendments: Agreed to the conference report on H.R. 5261, to reauthorize and amend the Indian Health Care Improvement Act—clearing the measure for Senate action;

Page 30140

Southern California Indian land transfer: Agreed to the conference report on H.R. 3621, to declare that certain lands located in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservation with which they are contiguous—clearing the measure for Senate action.

Page 30136

Salinas Monument: Passed and cleared for the President S. 2545, to redesignate Salinas National Monument in the State of New Mexico;

Page 30142

Zuni-Cibola Historical Park: Agreed to the Senate amendment to H.R. 4182, to authorize the establishment of the Zuni-Cibola National Historical Park in the State of New Mexico—clearing the measure for the President;

Page 30145

Lewis and Clark Trail Center: Passed and cleared for the President S. 1704, to authorize the establishment of the Lewis and Clark National Historic Trail Interpretive Center in the State of Montana;

Page 30148

Sleeping Bear Dunes Lakeshore Commission: Passed and cleared for the President S. 2436, to reauthorize the Sleeping Bear Dunes National Lakeshore Advisory Commission; and

Page 30149

Colorado River Storage Project: Agreed to the Senate amendments to the House amendments to the Senate amendment to H.R. 3408, to increase the amounts authorized for the Colorado River Storage Project—clearing the measure for the President.

Page 30151

Miscellaneous Revenue Act: House disagreed to the Senate amendment to H.R. 4333, to make technical corrections relating to the Tax Reform Act of 1986; and agreed to a conference. Appointed as conferees: Representatives Rostenkowski, Gibbons, Pickle, Rangel, Stark, Archer, Vander Jagt, and Crane.

Page 30129

Agreed to the Schulze motion to instruct House conferees to agree to the Taxpayer Bill of Rights contained in sections 763 through 785 of the Senate amendment with such improvements within the scope of conference as the managers on the part of the House deem necessary.

Page 30129

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless.

Page 30133

Referrals: Sixteen Senate-passed measures were referred to the appropriate House committees.

Page 30166

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 29983, 30045, 30131, 30132. There were no quorum calls.

Adjournment: Met at noon and adjourned at 8:40 p.m.

Committee Meetings

PHILIPPINES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs met in executive session to continue hearings on developments in the investigation on the Philippines. Testimony was heard from public witnesses.

CONFERENCE REPORT—DEFENSE AUTHORIZATION AMENDMENTS

Committee on Rules: Granted a rule waiving all points of order against the conference report on S. 2749, Defense Authorization Amendments, fiscal year 1989, and Base Closure and Military Realignment Act, and aginst its consideration.

CONFERENCE REPORT—CREDIT AND CHARGE CARD COST DISCLOSURE ACT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 515, Credit and Charge Card Disclosure Act of 1987, and against its consideration. Testimony was heard from Chairman St Germain and Representatives Barnard, Schumer and Wylie.

FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION RECAPITALIZATION AMENDMENTS

Committee on Rules: Testimony was heard from Chairman St Germain and Representatives Annunzio, Hubbard, LaFalce, Barnard, Wylie, Leach of Iowa, Bartlett and Roth, but no action was taken on H.R. 5432, Federal Savings and Loan Insurance Corporation Recapitalization Amendments of 1988.

CONFERENCE REPORT—TAFT INSTITUTE AUTHORIZATION

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 4585, to extend the authorization of appropriations for the Taft Institute through fiscal year 1991, and against its consideration. Testimony was heard from Representatives Williams, Owens of Utah, Jeffords, Goodling and Bartlett.

LIBRARY SERVICES AND CONSTRUCTION ACT AMENDMENTS AUTHORIZATION

Committee on Rules: Granted a rule providing for a motion to take from the Speaker's table H.R. 4416, to extend the authorization of appropriations for titles V and VI of the Library Services and Construction Act through fiscal year 1989, with the Senate amendment thereto and to concur in the Senate amendment. The amendment is considered as having been read. The rule provides 1 hour of debate on the motion. Testimony was heard from Representatives Williams, Glickman, and Solomon.

QUINAULT INDIAN NATION

Committee on Rules: Granted an open rule providing 1 hour of debate on S. 2752 , to declare that certain lands be held in trust for the Quinault Indian Nation. Section 302(f) of the Congressional Budget Act and clause 5(a) of Rule XXI are waived against the bill. Finally, the rule provides one motion to recommit. Testimony was heard from Chairman Udall and Representatives Swift and Bonker.

◆◆◆◆◆◆◆◆◆◆◆

Thursday, October 13, 1988

Senate

Chamber Action

Routine Proceedings, pages 30184–30450

Measures Introduced: Eight bills and one resolution were introduced, as follows: S. 2886–2893, and S. Res. 497.

Page 30319

Measures Reported: Reports were made as follows:

S. 1425, to authorize construction of a public building for the Environmental Protection Agency, with an amendment. (S. Rept. No. 100–597)

Page 30319

Measures Passed:

New Mexico Highway Construction: Senate passed S. 2886, to provide a method under which the State of New Mexico can continue certain highway road work.

Page 30199

Traffic Problems at O'Hare International Airport: Senate agreed to S. Res. 497, to express the sense of the Senate that the Federal Aviation Administration shall submit to Congress a plan on immediate and long-term solutions to the air traffic problems at O'Hare International Airport in Chicago, Illinois.

Page 30207

Extension of Certain Health Service Programs: Senate passed S. 2889, to amend the Public Health Service Act, to establish certain health programs, and to revise and extend certain health programs.

Page 30230

New Animal Drug Applications: Senate passed S. 2843, to amend the Federal Food, Drug, and Cosmetic Act, to authorize abbreviated new animal drug applications and to amend title 35, United States Code, to authorize the extension of the patents for animal drug products, after agreeing to Hatch Amendment No. 3680, in the nature of a substitute.

Page 30272

Arizona-Idaho Conservation Act of 1988: Senate passed S. 2840, to provide for the designation and conservation of certain lands in the States of Arizona and Idaho, after agreeing to DeConcini-McCain Amendment No. 3682, in the nature of a substitute.

Page 30275

Omnibus Anti-Substance Abuse Act of 1988: Senate began consideration of H.R. 5210, to prevent the manufacturing, distribution, and use of illegal drugs, taking action on amendments proposed thereto, as follows:

Pages 30208, 30274, 30289

Adopted:

(1) Byrd Amendment No. 3677, in the nature of a substitute, inserting the text of S. 2852, Senate companion measure.

Pages 30207, 30208

(2) By unanimous vote of 88 yeas (Vote No. 371), Domenici Amendment No. 3685, to impose a civil penalty for possession of small amounts of certain controlled substances.

Page 30303

Rejected:

(1) By 25 yeas to 64 nays (Vote No. 368), Hatfield Amendment No. 3678, to substitute a life sentence without release for the death penalty in the case of drug-related killings.

Page 30274

(2) By 35 yeas to 52 nays (Vote No. 369), Kennedy Amendment No. 3683, to amend title 28 of the United States Code, to prohibit racially disproportionate capital sentencing.

Page 30290

(3) Simon Amendment No. 3684, to modify the death penalty provisions to include the killing of innocent bystanders. (By 72 yeas to 16 nays (Vote No. 370), Senate tabled the amendment.)

Page 30301

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto.

Page 30308

Senate will continue consideration of the bill and amendments proposed thereto on Friday, October 14.

Navajo-Hopi Relocation Program: Senate concurred in the amendment of the House to S. 1236, to reauthorize housing relocation under the Navajo-Hopi Relocation Program.

Page 30287

Appointments:

U.S. Bipartisan Commission on Comprehensive Health Care: The Presiding Officer, on behalf of the President pro tempore, pursuant to Public Law 100–360, appointed Senators Kennedy, Melcher, Baucus, Mitchell, Durenberger, and Heinz to the United States Bipartisan Commission on Comprehensive Health Care.

Page 30449

Nominations Received: The Senate received the following nominations:

Kenneth D. Whitehead, of Virginia, to be Assistant Secretary for Postsecondary Education, Department of Education.

John Train, of New York, to be a Member of the Board of Directors of the African Development Foundation.

Jerry D. Blakemore, of Illinois, to be an Assistant Secretary of Labor,

Jill H. Emergy, of New York, to be Director of the Women's Bureau, Department of Labor.

William P. Albrecht, of Iowa, to be a Commissioner of the Commodity Futures Trading Commission.

George T. Harding IV, of Ohio, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences.

Lists of nominations in the Foreign Service, Public Health Service, and Navy.

Page 30450

Messages From the President: **Page 30317**

Messages From the House: **Page 30317**

Measures Referred: **Page 30318**

Measures Ordered Placed on Calendar: **Page 30318**

Communications: **Page 30318**

Statements on Introduced Bills: **Page 30320**

Amendments Submitted: **Page 30326**

Additional Cosponsors: **Page 30324**

Authority for Committees: **Page 30427**

Additional Statements: **Page 30427**

Record Votes: Four record votes were taken today. (Total—371)

Pages 30274, 30299, 30302, 30307

Recess: Senate convened at 11 a.m., and recessed at 7:59 p.m., until 9:30 a.m., on Friday, October 14, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 30450.)

Committee Meetings

NASA'S SHUTTLE DISCOVERY MISSION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the results of NASA's Shuttle *Discovery* mission and the future of the U.S. space program, after receiving testimony from Adm. Richard H. Truly, Associate Administrator for Space Flight, National Aeronautics and Space Administration; Capt. Frederick H. Hauck, USN, Mission Commander; Col. Richard Covey, USAF, Pilot; Mike Lounge, Mission Specialist; George D. Nelson, Mission Specialist; Lt. Col. David Hilmers, USMC, Mission Specialist, and Arnold D. Aldridge, Director, National Space Transportation System, NASA.

House of Representatives

Chamber Action

Bills Introduced: Nine public bills, H.R. 5521–5529; and two resolutions, H.J. Res. 674, and H. Res. 588 were introduced.

Page 30597

Bills Reported: Reports were filed as follows:

H.R. 4700, to authorize the conveyance to the Columbia Hospital for Women of certain parcels of land in the District of Columbia (H. Rept. 100–1085);

Report entitled "FDA's Deficient Regulation of the New Drug Versed" (H. Rept. 100–1086);

H. Res. 588, providing for the consideration of H.R. 5521, to require the Federal Savings and Loan Insurance Corporation to revoke the charter of the Federal Asset Disposition Association and reform the process for liquidating assets of failed thrift institutions (H. Rept. 100–1087);

Report entitled "Combatting Fraud, Abuse, and Misconduct in the Nation's Financial Institutions: Current Federal Efforts Are Inadequate" (H. Rept. 100–1088); and

Conference report on H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless (H. Rept. 100–1089).

Page 30598

U.S.-Mexico Border Region Housing: House voted to suspend the rules and pass H.R. 5462, to provide assistance for housing and community development in the United States-Mexico border region of the United States. The Clerk was authorized to correct a drafting error in the engrossment of the bill.

Page 30454

Taft Institute Extension: By a yea-and-nay vote of 131 yeas to 256 nays, Roll No. 447, the House failed to agree to H. Res. 585, waiving all points of order against the conference report on H.R. 4585, to extend the authorization of appropriations for the Taft Institute through fiscal year 1991.

Page 30462

Late Report: Committee on Government Operations received permission to have until 6 p.m. today to file a report entitled "Combatting Fraud, Abuse, and Misconduct in the Nation's Financial Institutions: Current Federal Efforts Are Inadequate".

Page 30467

Standards of Official Conduct Committee: It was made in order that for the period from October 13, 1988, to the end of the second session of the 100th Congress the Committee on Standards of Official Conduct be permitted to take testimony and receive evidence by a quorum of one of its members.

Page 30467

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless.

Page 30472

Library Programs Extension: House agreed to the Senate amendment to H.R. 4416, to extend the authorization of approrpriations for titles V and VI of the Library Services and Construction Act through fiscal year 1989—clearing the measure for the President.

Page 30472

H. Res. 586, the rule which provided for the motion to agree to the Senate amendment, was agreed to earlier by a yea-and-nay vote of 250 yeas to 118 nays, Roll No. 448.

Page 30468

Credit Card Disclosure: House completed all debate on the conference report on H.R. 515, to provide for more detailed and uniform disclosure by credit and charge card issuers with respect to information relating to interest rates and other fees which may be incurred by consumers through the use of any credit or charge card; on which the vote was postponed until Tuesday, October 18.

Page 30475

H. Res. 584, the rule which waives all points of order against the conference report and its consideration, was agreed to earlier by a voice vote.

Page 30474

Late Report: Conferees received permission to have until 5 p.m. on Friday, October 14, to file a conference report on S. 2030, to amend the Marine Protection, Research, and Sanctuaries Act.

Page 30483

Suspensions: House voted to suspend the rules and take the following actions:

NOAA marine programs reauthorizations: Agreed to the Senate amendments to H.R. 4210, to authorize appropriations to carry out titles II and III of the Marine Protection, Research, and Sanctuaries Act of 1972, and to establish the National Oceans Policy Commission—clearing the measure for the President;

Page 30480

Nevada public lands enhancement: Passed and cleared for the President S. 59, entitled the "National Forest and Public Lands Nevada Enhancement Act of 1988";

Page 30483

Archeological resources protection: Passed and cleared for the President S. 1985, to improve the protection and management of archeological resources on Federal land;

Page 30486

Deafness Institute: Passed and cleared for the President S. 1727, to amend the Public Health Service Act to establish within the National Institutes of Health a National Institute on Deafness and Other Communication Disorders;

Page 30486

Health programs amendments: Passed and sent to the President S. 2889, to amend the Public Health Service Act to establish certain health programs, and to revise and extend certain health programs; and

Page 30512

Animal drugs: Passed and sent to the President S. 2843, to amend the Federal Food, Drug, and Cosmetic Act to authorize abbreviated new animal drug applications and to amend title 35, United States Code, to authorize the extension of the patents for animal drug products.

Page 30554

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 30597

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 30467, 30470. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 5:19 p.m.

Committee Meetings

DEFENSE ACQUISITION SYSTEM

Committee on Armed Services: Acquisition Policy Panel concluded hearings on the defense acquisition system. Testimony was heard from Richard Godwin, former Under Secretary, Acquisition, Department of State.

UNITED STATES-JAPAN RELATIONS

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on International Economic Policy and Trade continued joint hearings on United States-Japan Relations.

Testimony was heard from William Clark, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; and Karl Jackson, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of Defense.

DEVELOPMENTS IN THE MIDDLE EAST

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Developments in the Middle East. Testimony was heard from Richard W. Murphy, Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State.

EXECUTIVE BRANCH FINANCIAL MANAGEMENT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the activities of Treasury's Financial Management Services to Improve Executive Branch Financial Management. Testimony was heard from Representative DioGuardi; and the following officials of the Department of the Treasury: Marcus W. Page, Deputy Fiscal Assistant Secretary; and William E. Douglas, Commissioner, Financial Management Service.

IMPLEMENTATION OF THE McKINNEY HOMELESS ASSISTANCE ACT

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on implementation of the McKinney Homeless Assistance Act. Testimony was heard from Richard G. Austin, Acting Administrator, GSA; and public witnesses.

LEASE PROSPECTUSES

Committee on Public Works and Transportation: Approved 11 lease prospectuses.

LEASE PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action 9 lease prospectuses.

Prior to this action, the Subcommittee held a hearing on pending lease prospectuses. Testimony was heard from Representative Hoyer; David L. Bibb, Assistant Commissioner, Office of Facility Planning, Public Buidings Service, GSA; and Noel W. Hinners, Associate Deputy Administrator (Institutions), NASA.

FEDERAL ASSET DISPOSITION ASSOCIATION DISSOLUTION ACT

Committee on Rules: Granted on open rule providing 1 hour of debate on H.R. 5521, Federal Asset Disposition Association Dissolution Act. The rule provides one motion to recommit. Testimony was heard from Chairman St Germain and Representatives

Kanjorski, McMillen of Maryland, Bartlett, Gingrich and Parris.

DRAFT REPORT; SPACE SHUTTLE DISCOVERY

Committee on Science, Space, and Technology: Approved the following draft report: "Technolgy Policy and Its Effect on the National Economy".

The Committee also received a presentation from the Astronauts of the Space Shuttle *Discovery.*

Joint Meetings

TECHNICAL CORRECTIONS ACT, 1988

Conferees met on the differences between the Senate- and House passed versions of H.R. 4333, to make technical corrections relating to the Tax Reform Act of 1986.

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Friday, October 14, 1988

Senate

Chamber Action

Routine Proceedings, pages 30643–31141

Measures Introduced: Twelve bills and six resolutions were introduced, as follows: S. 2894–2905, S. Con. Res. 161–164, and S. Res. 498–499.

Page 30867

Measures Passed:

Archeological Resources Protection: Senate passed H.R. 4068, to amend the Archeological Resources Protection Act of 1979, to strengthen the enforcement provisions of that Act, after agreeing to committee amendments.

Page 30671

Delaware Water Gap National Recreation Area Citizen Advisory Commission: Senate passed H.R. 5001, to establish the Delaware Water Gap National Recreation Area Citizen Advisory Commission.

Page 30671

Guadalupe Mountains National Park: The Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 4777, to modify the boundary of the Guadalupe Mountains National Park, and the bill was then passed.

Page 30671

200th Anniversary of the United States Government: Senate agreed to H. Con. Res. 115, to provide for participation by delegations of members of both Houses of Congress in ceremonies to be held in April 1989 in New York City marking the 200th anniversary of the implementation of the Constitution as the form of government of the United States, the inauguration of President George Washington, and the proposal of the Bill of Rights as the first ten amendments to the Constitution, after agreeing to Byrd Amendment No. 3686, in the nature of a substitute.

Page 30671

Entry to Certain Lands in Lamar County, Alabama: The Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 4642, to provide for the reinstatement of the canceled entry of William A. Wright to certain lands in Lamar County, Alabama, and the bill was then passed.

Page 30672

Increased Government Claim Limit: Senate passed H.R. 3685, to amend title 31, United States Code, to increase from $25,000 to $40,000 the maximum amount that the United States may pay in settlement of a claim against the United States made by a member of the uniformed services or by an officer or employee of the Government.

Page 30672

Fish and Wildlife Programs Reauthorization: Senate passed H.R. 4030, to reauthorize and amend certain wildlife laws, after agreeing to committee amendments, and amendments proposed thereto, as follows:

Page 30672

(1) Byrd (for Mitchell) Amendment No. 3687, to authorize the Secretary of the Interior to continue to provide facilities, and necessary support services for such facilities, to the National Fish and Wildlife Foundation after March 26, 1989, on a space available, reimbursable cost basis.

Page 30677

(2) Dole (for Domenici) Amendment No. 3688, to ensure that Sikes Act funds may not be use to purchase lands through condemnation and to clarify that it is the responsibility of the Secretary of Agriculture and the Secretary of the Interior to maintain access roads constructed with Sikes Act funds.

Page 30677

Patent and Trademark Office Authorizations: The Committee on the Judiciary was discharged from the further consideration of H.R. 4972, to authorize funds for the Patent and Trademark Office in the Department of Commerce, and the bill was then passed, after agreeing to an amendment proposed thereto, as follows:

(1) Byrd (for Leahy) Amendment No. 3689, to eliminate presumptions in defining markets.

Page 30688

Commending Cornel H. Petrassevich: Senate agreed to S. Res. 498, to commend Cornel H. Petrassevich for his service to the United States of America.

Page 30695

Commending Richard Brandon: Senate agreed to S. Res. 499, to commend Richard Brandon for his faithful and outstanding service to the United States and the Nation.

Page 30852

Delaware and Lehigh Navigation Canal National Heritage Corridor Act of 1988: Senate passed H.R. 3957, to establish the Delaware and Lehigh Navigation Canal National Heritage Corridor in the Commonwealth of Pennsylvania, after agreeing to amendments proposed thereto, as follows:

Page 30696

(1) Dole (for McClure) Amendment No. 3690, of a technical and clarifying nature, to address concerns raised by the Department of Justice.

Page 30696

(2) Byrd (for Baucus) Amendment No. 3691, to require the Secretary of the Treasury to mint and issue five-dollar coins in commemoration of the 100th anniversary of the statehood of Idaho, Montana, North Dakota, South Dakota, Washington, and Wyoming.

Page 30696

(3) Byrd (for Simpson) Amendment No. 3692, to redesign American circulating coins.

Page 30696

Criminal and Juvenile Justice Partnership Act of 1988: Senate passed H.R. 1801, to amend the Juvenile Justice and Delinquency Prevention Act of 1974, to authorize funds for fiscal years 1989 through 1992, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Biden and Thurmond) Amendment No. 3693, in the nature of a substitute, to strengthen the partnership between the Federal Government and States to combat crime and drug trafficking and abuse in America.

Page 30697

Lease of a Specified Naval Repair Ship to Pakistan: Senate passed H.R. 5420, to authorize the lease of a specified naval repair ship to the Government of Pakistan and the transfer of a specified floating drydock and a medium yard tug to the Republic of Philippines, after agreeing to an amendment proposed thereto, as follows:

Humphrey Amendment No. 3694, to provide that such sums as may be necessary of United States-owned excess foreign currencies (in excess of amounts necessary for satisfaction of preexisting commitments to use such currencies for other purposes specified by law) may be made available to the Administration of the Agency for International Development for the same purposes for which assistance under Chapter 1 of Part I of the Foreign Assistance Act of 1961 is available, and for the support of any institution providing education for a significant number of United States nationals, in the country where such currencies are held or in other foreign countries, provided that nothing in this provision shall provide for any assistance in any communist bloc country.

Page 30704

Colorado Ute Indian Water Rights Settlement Act: Senate passed H.R. 2642, to facilitate and implement the settlement of Colorado Ute Indian reserved water rights claims in southwest Colorado.

Page 30998

Correction of Enrollment: Senate agreed to S. Con. Res. 162, authorizing corrections in the enrollment of H.R. 2642, listed above.

Page 31009

Genocide Convention Implementation Act: Senate passed S. 1851, to implement the International Convention on the Prevention and Punishment of Genocide, after agreeing to a committee amendment in the nature of a substitute.

H.R. 4243, companion measure was indefinitely postponed.

Page 31020

Appointment of Additional Bankruptcy Judges: Senate passed H.R. 4064, to amend title 28, United States Code, to authorize the appointment of additional bankruptcy judges, after agreeing to an amendment proposed thereto, as follows:

Byrd (for DeConcini) Amendment No. 3700, in the nature of a substitute.

Page 31024

Federal Debt Collection Procedures Act of 1988: Senate passed S. 1961, to amend title 28, United States Code, to provide Federal debt collection procedures, after agreeing to a committee amendment in the nature of a substitute.

Page 31026

Federal Judiciary Improvements Act: Senate passed S. 1482, to amend title 28, United States Code, to make certain improvements with respect to the Federal judiciary, after agreeing to a committee amendment in the nature of a substitute and Byrd (for Heflin) Amendment No. 3701, in the nature of a substitute.

Page 31039

Federal Judiciary Improvements Act: Senate passed H.R. 4807, to amend title 28, United States Code, to make certain improvements with respect to the Federal judiciary, after striking all after the enacting clause and inserting in lieu thereof the text of

S. 1482, Senate companion measure, as amended and passed above.

Page 31067

Bankruptcy Code Amendments Regarding Swap Agreements: Senate passed S. 2279, to amend title 11, United States Code, the bankruptcy code, regarding swap agreements.

Page 31067

Anti-Corruption Act of 1988: Senate passed S. 2793, to amend title 18, United States Code, to punish corruption, after agreeing to a committee amendment thereto.

Page 31071

Video and Library Privacy Protection Act of 1988: Senate passed S. 2361, to amend title 18, United States Code, to preserve personal privacy with respect to the rental, purchase, or delivery of video tapes or similar audio visual materials and the use of library materials or services, after agreeing to a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

Byrd (for Leahy) Amendment No. 3702, of a technical and clarifying nature.

Page 31068

Lottery Advertising Clarification Act of 1988: Senate passed H.R. 3146, to clarify certain restrictions on distribution of advertisements and other information concerning lotteries and similar activities, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Simon) Amendment No. 3703, of a technical and clarifying nature.

Page 31073

Municipal Bankruptcy Laws: Senate passed H.R. 5347, to amend title II of the United States Code with respect to claims payable from special revenues by municipalities that are debtors, after agreeing to amendments proposed thereto, as follows:

Byrd (for Leahy) Amendment No. 3704, to eliminate presumptions in defining markets, and to authorize funds for the Patent and Trademark Office in the Department of Commerce.

Page 31076

Court Interpreters Improvement Act: Senate passed S. 1867, to amend title 28, United States Code, to make certain improvements with respect to the Federal court interpreter program, after agreeing to committee amendments.

Passage was subsequently vitiated.

Page 31078

Child Protection and Obscenity Enforcement Act of 1988: The Committee on the Judiciary was discharged from the further consideration of S. 2033, to amend title 18, United States Code, with respect to child protection and obscenity enforcement, and the bill was then passed, after agreeing to Byrd (for Biden) Amendment No. 3705), in the nature of a substitute.

Page 31079

Private Relief: Senate passed H.R. 1826, for the relief of Natasha Susan Middlemann, Samantha Abigail Middlemann, Naomi Katrina Orloff Middlemann, and Hannah Emily Middlemann.

Page 31092

Private Relief: Senate passed H.R. 3414, for the relief of Meenakishiben P. Patel.

Page 31092

Disaster Assistance for Bangladesh: Senate passed H.R. 5389 concerning disaster assistance for Bangladesh.

Page 31092

Marine Mammal Protection Act Authorization: Senate passed H.R. 4189, to authorize appropriations to carry out the Marine Mammal Protection Act of 1972 for fiscal year 1989 through 1993. After striking all after the enacting clause and inserting in lieu thereof the text of S. 2810, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute.

Page 31093

S. 2810, companion measure, was indefinitely postponed.

Page 31104

Salt River Pima-Maricopa Indian Reservation, Arizona: The Select Committee on Indian Affairs was discharged from the further consideration of H.R. 5066, to modify a portion of the South boundary of the Salt River Pima-Maricopa Indian Reservation in Arizona, and the bill was then passed.

Page 31104

Office of Environmental Quality Authorizations: The Committee on Environment and Public Works was discharged from the further consideration of H.R. 2020, to authorize funds for the Office of Environmental Quality for fiscal years 1987, 1988, and 1989, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1792, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:

Page 31104

Byrd (for Baucus) Amendment No. 3706, to strike section 104, insert a substitute, and strike section 105.

Page 31105

S. 1792, companion measure, was indefinitely postponed.

Page 31107

United States Goals With Respect to Lebanon: The Committee on the Judiciary was discharged from the further consideration of H. Con. Res. 381, to express the sense of the Congress regarding United States goals with respect to Lebanon, and the concurrent resolution was then agreed to, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Mitchell) Amendment No. 3707, to express the sense of the Congress regarding presidential elections in Lebanon.

Page 31111

Marine Protection, Research and Sanctuaries Act Authorizations: The Committee on Environment and Public Works was discharged from the further consideration of H.R. 4209, to authorize funds to carry out title I of the Marine Protection, Research, and Sanctuaries Act of 1972 during fiscal years 1989, 1990, and 1991, and the bill was then passed.

Page 31112

Correction of Enrollment: Senate agreed to S. Con. Res. 163, to authorize corrections in the enrollment of H.R. 4174, Small Business Administration Reauthorization and Amendment Act of 1988.

Page 31112

Atlantic Striped Bass Conservation Act Authorizations: The Committee on Environment and Public Works was discharged from the further consideration of H.R. 4124, to authorize funds to carry out the Atlantic Striped Bass Conservation Act for fiscal years 1989 through 1991, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2384, Senate companion measure, after agreeing to a committee amendment and amendments proposed thereto, as follows:

Page 31113

Byrd (for Mitchell) Amendment No. 3708, to provide for regulation of Atlantic striped bass fishing in the exclusive economic zone.

Page 31115

Hearing-Impaired and Speech-Impaired Telecommunications: Senate passed H.R. 4992, to expand our national telecommunications system for the benefit of the hearing-impaired and speech-impaired populations.

Page 31121

Outer Continental Shelf Lands Act: Senate passed H.R. 4517, to amend title III of the Outer Continental Shelf Lands Act Amendments of 1978 to provide for indemnification and hold harmless agreements, after agreeing to amendments proposed thereto, as follows:

(1) Byrd (for Breaux 3709), in the nature of a substitute.

Page 31122

(2) Armstrong (for Chafee) Amendment No. 3710, to establish the Pettaquamscutt Cove National Wildlife Refuge.

Page 31123

Commercial Space Launch Act Amendments of 1988: Senate passed H.R. 4399, to facilitate commercial access to space, after agreeing to a committee amendment in the nature of a substitute, and an amendment proposed thereto, as follows:

Page 31124

Byrd (for Hollings) Amendment No. 3711, to revise the period of applicability of Federal financial support for launches.

Page 31127

Lead Contamination Control Act of 1988: The Committee on Environment and Public Works was discharged from the further consideration of H.R. 4939, to amend the Safe Drinking Water Act, to control lead in drinking water, and the bill was then passed.

Page 31134

Correction of Enrollment: Senate agreed to S. Con. Res. 164, to authorize corrections in the enrollment of H.R. 4612, Federal Employees Liability Reform and Tort Compensation Act of 1988.

Page 31134

Federal Employees Health Benefits Amendments Act of 1988: The Committee on Governmental Affairs was discharged from the further consideration of H.R. 5102, to amend the provisions of title 5, United States Code, relating to the health benefits program for Federal employees and certain other individuals, and the bill was then passed, after agreeing to amendments proposed thereto, as follows:

(1) Byrd (for Pryor) Amendment No. 3712, to provide that temporary Federal employees may elect coverage of health insurance under chapter 89 of title 5, United States Code.

Page 31135

(2) Byrd (for Sasser) Amendment No. 3713, to provide for participation in the Thrift Savings Fund by justices and judges holding office under Article III of the United States Constitution.

Page 31135

Correction of Enrollment: The Committee on Governmental Affairs was discharged from the further consideration of H. Con. Res. 388, to correct technical errors in the enrollment of H.R. 3757, Federal Employees' Leave-Transfer Act of 1988, and the measure was then agreed to.

Page 31136

Omnibus Drug Initiative Act of 1988: By 87 yeas to 3 nays (Vote No. 376), Senate passed H.R. 5210, to prevent the manufacturing, distribution, and use of illegal drugs, with an amendment in the nature of a substitute, after taking action on additional amendments proposed thereto, as follows:

Pages 30670, 30705

Adopted:

(1) By 78 yeas to 11 nays (Vote No. 372), Gramm-Domenici Amendment No. 3695, to deny Federal benefits to drug traffickers and users.
Page 30705

(2) By 77 yeas to 10 nays (Vote No. 373), Wilson Amendment No. 3696, to authorize States to receive Federal highways funds to conduct a one-year pilot program for drug testing of drivers license applicants, and for the Secretary of Transportation to report on the results of the program.
Page 30727

(3) By 85 yeas to 3 nays (Vote No. 374), Kerry Amendment No. 3697, to restrict international laundering of United States currency.
Page 30736

(4) By unanimous vote of 89 yeas (Vote No. 375), Metzenbaum-Kassebaum Amendment No. 3698, to prohibit the manufacture, importation, sale, or possession of firearms not detectable by metal detection and x-ray systems.
Page 30744

(5) Nunn Amendment No. 3699, comprising of 47 amendments as contained in the bipartisan agreement.
Page 30748

Indefinitely Postponed: Senate indefinitely postponed the following measures:

Rental of Sound Recordings: H.R. 4310, to extend for an additional 5-year period certain provisions of title 17, United States Code, relating to the rental of sound recordings.
Page 31086

Indian Health Care Improvements Act—Conference Report: Senate agreed to the conference report on H.R. 5261, to authorize and amend the Indian Health Care Improvement Act.
Page 30672

National Science Foundation Authorizations: Senate concurred in the amendments of the House to the Senate amendments to H.R. 4418, to authorize funds for the National Science Foundation.
Page 30678

Nursing Shortage Reduction and Education Extension Act: Senate concurred in the amendment of the House to the Senate amendment to H.R. 4833, to amend the Public Health Service Act, to revise and extend the programs of nurse education established in title VIII of such act.
Page 30689

Southern California Indian Land Transfer Act—Conference Report: Senate agreed to the conference report on H.R. 3621, to declare that certain lands located in California and held by the Secretary of the Interior are lands held in trust for the benefit of certain bands of Indians and to declare such lands to be part of the reservation with which they are contiguous.
Page 30695

Major Fraud Act of 1988—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 3911, to amend title 18, United States Code, to provide increased penalties for certain major frauds against the United States.
Page 31024

Pipeline Safety Reauthorization Act: Senate concurred in the amendment of the House to the Senate amendment to H.R. 2266, to amend the Natural Gas Pipeline Safety Act of 1968 and the Hazardous Liquid Pipeline Safety Act of 1979, to authorize funds for fiscal years 1988 and 1989.
Page 31107

Prepayment of Loans Made to State and Local Development Companies: Senate concurred in the amendment of the House to S. 437, to amend the Small Business Investment Act of 1958, to permit prepayment of loans made to State and local development companies.
Page 31112

Plastic Pollution Control Act: Senate concurred in the amendments of the House to S. 1986, to study, control, and reduce the pollution of aquatic environments from plastic materials.
Page 31132

Health Status of Native Hawaiians: Senate concurred in the amendment of the House to S. 136, to improve the health status of Native Hawaiians.
Page 31136

Authorities:

Authority to Receive Messages: Notwithstanding any recess or adjournment of the Senate, the President of the Senate was authorized to receive any message transmitted to the Senate pursuant to Public Law 99–177, as amended by Public Law 100–119.
Page 31134

Authority to Sign Measures: The Majority Leader was authorized to sign duly enrolled bills and joint resolutions after sine die adjournment of the 100th Congress.
Page 31134

Appointments:

John C. Stennis Center for Public Service, Training, and Development: Senator Cohen, on behalf of Senator Dole, announced that the Minority Leader has appointed Senator Hatfield to the Board of Trustees of the John C. Stennis Center for Public Service, Training, and Development.
Page 31141

John C. Stennis Center for Public Service, Training, and Development: Senator Byrd, pursuant to appropriate provisions of Public Law 100–458, appointed, from the private sector, William E. Creswell, of Mississippi, and William F. Winter, of Mississippi, to the Board of Trustees of the John C. Stennis Center for Public Service, Training, and Development.

Page 31141

Messages From the President: Senate received the following messages from the President of the United States:

Reporting relative to the national emergency with respect to Panama; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–165)

Page 30866

Nominations Received: Senate received the following nominations:

Dennis M. Devaney, of Maryland, to be a Member of the National Labor Relations Board.

Vice Admiral Diego E. Hernandez, U.S. Navy, to be Vice Admiral, to be assigned a position of importance and responsibility designated by the President under title 10, U.S. Code, section 601.

Page 31141

Nominations Confirmed: Senate confirmed the following nominations:

Richard L. Voorhees, to be United States District Judge for the Western District of North Carolina.

Richard L. Nygaard, of Pennsylvania, to be U.S. circuit judge for the third circuit.

John M. Duhe, Jr., of Louisiana, to be U.S. circuit judge for the fifth circuit.

Paul V. Gadola, to be U.S. district judge for the Eastern District of Michigan.

Alex R. Munson, to be judge for the District Court for the Northern Mariana Islands.

Norwood Carlton Tilley, Jr., to be U.S. district judge for the Middle District of North Carolina.

Charles R. Butler, Jr., to be U.S. district judge for the Southern District of Alabama.

Lewis T. Babcock, to be U.S. district judge for the District of Colorado.

Robert Leon Jordan, to be U.S. district judge for the Eastern District of Tennessee.

D. Brooks Smith, to be U.S. district judge for the Western District of Pennsylvania.

Jay C. Waldman, to be U.S. district judge for the Eastern District of Pennsylvania.

Thomas M. Boyd, of Virginia, to be an Assistant Attorney General.

Douglas W. Kmiec, of Indiana, to be an Assistant Attorney General.

Stuart E. Earnest, to be U.S. marshal for the Western District of Oklahoma.

Jay B. Stephens, of Virginia, to be U.S. attorney for the District of Columbia.

Richard W. Cameron, to be U.S. marshal for the Southern District of California.

Dennis C. Vacco, to be U.S. attorney for the Western District of New York.

Noreen T. Skagen, to be U.S. marshal for the Western District of Washington.

Joseph W. Brown, of Nevada, to be a Member of the Board of Directors of the State Justice Institute.

Daniel J. Meador, of Virginia, to be a Member of the Board of Directors of the State Justice Institute.

Clement C. Torbert, Jr., of Alabama, to be a Member of the Board of Directors of the State Justice Institute.

John F. Daffron, Jr., of Virginia, to be a Member of the Board of Directors of the State Justice Institute.

Kenneth Blankenship, of North Carolina, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development.

Richard Clark Barkley, of Michigan, to be Ambassador to the German Democratic Republic.

Charles A. Gillespie, Jr., of California, to be Ambassador to the Republic of Chile.

Robert Bigger Oakley, of Louisiana, to be Ambassador to the Islamic Republic of Pakistan.

Carol C. Adelman, of Virginia, to be an Assistant Administrator of the Agency for International Development.

James R. Curtiss, of Maryland, to be a Member of the Nuclear Regulatory Commission.

Herman Agoyo, of New Mexico, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development.

Thomas A. Thompson, of Montana, to be a Member of the Board of Trustees of the Institute of American Indian and Alaska Native Culture and Arts Development.

John N. Moore, of Virginia, to be a Member of the Board of Directors of the U.S. Institute of Peace.

Dennis L. Bark, of California, to be a Member of the Board of Directors of the U.S. Institute of Peace.

Evron M. Kirkpatrick, of Maryland, to be a Member of the Board of Dicrectors of the U.S. Institute of Peace.

Allen Weinstein, of the District of Columbia, to be a Member of the Board of Directors of the U.S. Institute of Peace.

W. Scott Thompson, of Virginia, to be a Member of the Board of Directors of the U.S. Institute of Peace.

Sam E. Angel, of Arkansas, to be a Member of the Mississippi River Commission.

Stanley J. Glod, of Virginia, to be Chairman of the Foreign Claims Settlement Commission.

Ken Kramer, of Colorado, to be an Assistant Secretary of the Army.

Karen R. Keesling, of Virginia, to be an Assistant Secretary of the Air Force.

Clyde O. Glaister, of Virginia, to be Comptroller of the Department of Defense.

Four Air Force nominations in the rank of lieutenant general.

One Army nomination in the rank of brigadier general.

One Marine Corps nomination in the rank of general.

One Marine Corps nomination in the rank of lieutenant general.

One Navy nomination in the rank of rear admiral.

Six Navy nominations in the rank of vice admiral.

One Navy nomination to be Deputy Judge Advocate General of the Navy.

Routine lists of nominations in the Air Force, Army, and Navy. **Page 31141**

Messages From the President: **Page 30866**

Messages From the House: **Page 30867**

Statements on Introduced Bills: **Page 30868**

Amendments Submitted: **Page 30905**

Additional Cosponsors: **Page 30902**

Additional Statements: **Page 30980**

Record Votes: Five record votes were taken today. (Total—376) **Pages 30719, 30732, 30743, 30748, 30826**

Recess: Senate convened at 9:30 a.m., and recessed at 8:21 p.m., until 10 a.m., on Monday, October 17, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record on page 31141.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 5530; and 2 resolutions, H. Res. 589 and 590 were introduced. **Page 30642**

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10 a.m. and adjourned at 10:45 a.m.

Committee Meetings

POLLUTION AT FERNALD, OHIO PLANT

Committee on Energy and Commerce: Subcommittee on Transportation, Tourism and Hazardous Materials held a hearing to investigate the Department of Energy's actions to circumvent and undermine efforts to reduce pollution at Fernald, Ohio Plant. Testimony was heard from the following officials of the Department of Energy: Eric J. Fygi, Acting General Counsel; Ronald W. Cochran, Acting Director-New Production Reactor Office; and Joe La Grone, Manager, Oak Ridge Operations Office; Richard L. Shank, Director, Environmental Protection Agency, State of Ohio; and public witnesses.

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Monday, October 17, 1988

Senate

Chamber Action

Routine Proceedings, pages 31173–31197

Measures Introduced: Two resolutions were introduced, as follows: S. Res. 500–501. **Page 31189**

Measures Passed:

Russian Bishops House in Sitka, Alaska: Senate agreed to S. Res. 501, to commemorate the dedication of the Russian Bishops House in Sitka, Alaska, on Alaska Day, October 18, 1988. **Page 31182**

Budgetary Treatment of the Postal Services: Senate continued consideration of a motion to proceed to consider S. 2449, to amend title 39, United States Code, with respect to the budgetary treatment of the Postal Service. **Page 31183**

Messages from the House: **Page 31188**

Measures Referred: **Page 31188**

Communications: **Page 31189**

Additional Cosponsors: **Page 31189**

Additional Statements: **Page 31190**

Adjournment: Senate convened at 10 a.m., and adjourned at 1:25 p.m., until 11 a.m., on Tuesday, October 18, 1988. (For Senate's program, see the remarks of Senator Byrd in today's Record at page 31197.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Tuesday, October 18.

Committee Meetings

No committee meetings were held.

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Tuesday, October 18, 1988

Senate

Chamber Action

Routine Proceedings, pages 31411–31622

Measures Introduced: Eight bills and two resolutions were introduced, as follows: S. 2906–2913, S. Con. Res. 165, and S. Res. 502.

Page 31542

Measures Passed:

Commending A. Blair Crownover: Senate agreed to S. Res. 502, to extend appreciation and gratitude to A. Blair Crownover for his long and faithful service in the Office of the Legislative Counsel of the Senate.

Page 31235

Correction of Enrollment: Senate agreed to S. Con. Res. 165, to provide for correction in the enrollment of H.R. 3146, Lottery Advertising Clarification Act of 1988.

Page 31509

Montana Natural Resources Protection and Utilization Act of 1988: Senate passed S. 2751, to designate certain lands in Montana as wilderness, to release other forest lands for multiple-use management, after agreeing to an amendment in the nature of a substitute and taking action on amendments proposed thereto, as follows:

Pages 31249, 31314

Adopted:

(1) Melcher Amendment No. 3714, to provide for second roadless area review and evaluation (RARE II).

Page 31254

(2) Melcher Amendment No. 3715, to provide for the release of land to non-wilderness uses and a standard release sufficiency provision.

Page 31258

(3) Melcher Amendment No. 3716, to declare that Congress finds that the waters within the wilderness area designated by the Act are headwaters, and the designation of such areas as wilderness shall have no effect on downstream appropriation of waters, and nothing in the Act shall be construed to affect valid existing water rights, as provided under Montana State law.

Page 31260

(4) By 64 yeas to 2 nays (Vote No. 377), Symms Amendment No. 3717, to express the sense of the Senate that the President should instruct the Secretary of State, the Secretary of the Treasury, the Secretary of Defense, and the Secretary of Commerce to consult immediately with allied governments on the impact of Western security of various types of private and public sector credit flows and debt reschedulings to the Soviet Union, Warsaw Pact countries, Cuba, Vietnam, Libya, and Nicaragua, and to call for a multilateral voluntary initiative, supervised by the Organization for Economic Cooperation and Development, to end untied, general-purpose lending to these countries for reasons both of national security and prudent commercial banking.

Pages 31261, 31315

(5) McCain modified Amendment No. 3718, to express the sense of the Senate, condemning the continued suppression of human rights and blatant violations of the Esquipulas II Accord by the Sandinistas and calling upon all who seek both peace and freedom in Central America to join in that condemnation, and reaffirming support of humanitarian assistance to the Democratic resistance. (By 12 yeas to 54 nays (Vote No. 378), Senate earlier failed to table the amendment.)

Page 31315

(6) Harkin Amendment No. 3719 (to amendment No. 3718), of a perfecting nature, to express the sense of the Senate that (1) the United States fully recognizes, appreciates and welcomes the expressed desire of the Chilean people for the restoration of a civilian government based upon democratic processes and procedures, (2) commending the Government of Chile and the Armed Forces of Chile for conducting a free and fair plebiscite, (3) calling upon the Government of Chile to respect the results of the plebiscite to respect the results of the plebiscite and to hold free, fair and competitive presidential elections in 1989, and (4) encouraging all efforts at dialogue toward reaching a consensus on a restoration of full democracy.

Page 31317

Washington Park Wilderness Act of 1988: Senate passed H.R. 4146, to designate wilderness within Olympic National Park, Mount Rainier National Park, and North Cascades National Park Complex in the State of Washington, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2165, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows:

Page 31343

Evans-Adams Amendment No. 3720, to provide that, subject to valid existing rights, within the areas designated as wilderness by the Act, Congress expressly reserves such water rights as necessary, for the purposes for which such areas are so designated. **Page 31340**

Washington Park Wilderness Act of 1988: Senate passed S. 2165, to designate wilderness within Olympic National Park, Mount Rainier National Park, and North Cascades National Park Service Complex in the State of Washington, after agreeing to a committee amendment in the nature of a substitute and an amendment proposed thereto, as follows: **Page 31338**

Evans-Adams Amendment No. 3720, to provide that, subject to valid existing rights, within the areas designated as wilderness by the Act, Congress expressly reserves such water rights as necessary, for the purposes for which such areas are so designated. **Page 31340**

Veterans' Benefits and Programs Improvement Act of 1988: The Committee on Veterans' Affairs was discharged from the further consideration of H.R. 4741, to increase the rates of compensation for veterans with service-connected disabilities and dependency and indemnity compensation for the survivors of certain disabled veterans, to amend title 38, United States Code, and to improve and extend various veterans' health and benefit programs authorities, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2011, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute and amendments proposed thereto, as follows: **Pages 31343, 31378**

(1) Cranston Amendment No. 3721, to advance to December 31, 1988, the effective date for presumtive benefits for non-Hodgkin's lymphoma for certain Vietnam veterans, to exclude Agency Orange litigation settlement payments from income computations under certain need-based programs, to extend for 3 years the pilot program of trial-work periods and rehabilitation evaluations for veterans with individual unemployability ratings, to expand the authority to use the Loan Guaranty Revolving Fund for certain costs, to establish procedures for the removal of the Chairman of the Board of Veterans' Appeals, to authorize certain relocations of Vet Centers, to increase a limitation on the VA's authority to propose special pay rates for health-care personnel, to maintain temporarily certain practices relating to collective bargaining with VA health-care employees, to expand the VA's multi-year procurement authority to include non-health-care items, to clarify that veterans' preference applies to the special Alaska National Parks local-hire authority, to authorize the transfer of certain excess properties for use as State home facilities, to exclude casualty-loss reimbursements from income computations for VA pension purposes, and to require annual reports of the costs of programs for combat theater veterans. **Page 31378**

(2) Daschle Amendment No. 3722, to amend title 38 and title 10, United States Code, to provide veterans' educational assistance benefits for flight training. (By 15 yeas to 47 nays (Vote No. 379), Senate earlier failed to table the amendment.) **Page 31397**

(3) Dole Amendment No. 3723, to provide for a payment to the survivors of certain Montgomery GI Bill participants who die while on active duty. **Page 31411**

(4) Daschle Amendment No. 3681, to provide an improved system for determining the existence of service-connection between active service in Vietnam during the Vietnam era (including service involving exposure to certain toxic agents) and diseases experienced by veterans of such service, to improve the provision for interim benefits for veterans of such service who have certain diseases, and to make improvements in the composition of the advisory committee on the "Ranch Hand Study" and the procedures used by such advisory committee. **Page 31413**

(5) Cranston Amendment No. 3724, to make applicable to all veterans who served in an area of hostilities the provision requiring the furnishing of treatment on a priority basis to veterans who have post-traumatic stress disorder (PTSD) related to their service, and to require specification of funding for compensation, treatment, and research for PTSD in Veterans' Administration budget documents. **Page 31343**

(6) Murkowski Amendment No. 3725, to require the Secretary of Labor and the Administrator of Veterans' Affairs to provide information and assistance regarding services and benefits programs to veterans who are dislocated workers or are otherwise unemployed. **Page 31447**

S. 2011, companion measure, was subsequently returned to the calendar. **Page 31453**

Court Interpreters Improvement Act: Senate passed S. 1867, to amend title 28, United States Code, to make certain improvements with respect to the Federal court interpreter program, after agreeing to committee amendments and Byrd (for Simon) Amendment No. 3727, in the nature of a substitute. **Page 31503**

Private Relief: Senate passed H.R. 3917, for the relief of Rajani Lal, after agreeing to Byrd (for Kennedy and Simpson) Amendment No. 3728, to provide additional funds for a designated educational agency. **Page 31508**

Census of Asian Americans and Pacific Islanders: The Committee on Governmental Affairs was discharged from the further consideration of H.R. 4432, to amend title 13, United States Code, to require certain detailed tabulations relating to Asian Americans and Pacific Islanders in the decennial censuses of population, and the bill was then passed, after agreeing to amendments proposed thereto, as follows:

(1) Dole (for Kasten and McCain) Amendment No. 3729, to modify the identification of certain groups in the census. **Page 31514**

(2) Byrd (for Pryor) Amendment No. 3730, to provide that the Secretary of Commerce shall take appropriate measures to ensure that (1) each short form and each long form used in the 1990 decennial census of population shall include one or more questions relating to plumbing facilities in the respondent's housing unit, and (2) each long form used in the 1990 decenniacensus of population shall include (and each short form used in the census may include) one or more questions relating to the heating or cooling of the respondent's housing unit, including at least one question relating to the type of equipment used in such heating or cooling, with heating questions receiving preference in the event of difficulty with available resources. **Page 31515**

Post-Employment Restrictions Act of 1988: Senate passed H.R. 5043, to amend section 207 of title 18, United States Code, relating to restrictions on post-employment activities, after agreeing to Thurmond Amendment No. 3731, in the nature of a substitute. **Page 31515**

Major Fraud Act of 1988: Senate passed H.R. 3911, to amend title 18, United States Code, to provide increased penalties for certain major frauds against the United States, after agreeing to a committee amendment in the nature of a substitute and amendments proposed thereto, as follows: **Page 31522**

(1) Cranston Amendment No. 3732, for the relief of Paulette Mendes-Silva. **Page 31523**

(2) Metzenbaum (for Bumpers) Amendment No. 3733, to strike the language providing for the payments to individuals who furnish information leading to conviction. **Page 31525**

(3) Metzenbaum-Grassley Amendment No. 3734, to provide that the Commission shall consider the appropriateness of assigning to a defendant an offense level under Chapter 2 of the sentencing guidelines that is at least two levels greater than the level that would have been assigned had conscious or reckless risk of serious personal injury not resulted from the fraud. **Page 31525**

(4) Grassley-Bingaman Amendment No. 3735, to amend the Federal Property and Administrative Services Act of 1949 and title 10, United States Code, to limit the allowability of costs incurred by Federal Government contractors in connection with certain criminal, civil, and administrative proceedings. **Page 31526**

(5) Grassley Amendment No. 3736, to amend title 31, relating to false claims. **Page 31529**

National Commission on the Thrift Industry: Senate began consideration of a motion to concur in the amendment of the House to S. 2653, to establish a National Commission on the Thrift Industry, with further amendments, as follows: **Page 31617**

(1) Proxmire Amendment No. 3737, in the nature of a substitute. **Page 31621**

(2) Byrd Amendment No. 3738 (to Amendment No. 3737), of a perfecting nature. **Page 31621**

Veterans' Administration Adjudication Procedure and Judicial Review Act: Senate concurred in the amendment of the House to S. 11, to amend title 38, United States Code, to establish certain procedures for the adjudication of claims for benefits under laws administered by the Veterans' Administration, to apply the provisions of section 353 of title 5, United States Code, to rulemaking procedures of the Veterans' Administration, to provide for judicial review of certain final decisions of the Board of Veterans' Appeals, and to provide for the payment of reasonable fees to attorneys for rendering legal representation to individuals claiming benefits under laws administered by the Veterans' Administration, with Cranston-Murkowski Amendment No. 3726, in the nature of a substitute. **Page 31454**

Senate disagreed to the amendment of the House to the title. **Page 31483**

National Nutrition Monitoring and Related Research Act: Senate concurred in the amendment of the House to S. 1081, to establish a coordinated National Nutrition Monitoring and Related Research Program, and a comprehensive plan for the assessment of the nutritional and dietary status of the United States food supply, with provision for the conduct of scientific research and development in support of such program and plan. **Page 31497**

Department of Veterans Affairs Act—Conference Report: Senate agreed to the conference report on H.R. 3471, to establish the Veterans' Administration as an executive department.

Page 31483

Minority Business Development Program Reform Act—Conference Report: Senate agreed to the conference report on H.R. 1807, to amend the Small Business Act, to reform the Capital Ownership Development Program.

Page 31491

Ocean Dumping Reform Act—Conference Report: Senate agreed to the conference report on S. 2030, to amend the Marine Protection, Research, and Sanctuaries Act.

Page 31509

Measures Referred: Page 31541

Statements on Introduced Bills: Page 31542

Amendments Submitted: Page 31554

Additional Cosponsors: Page 31553

Additional Statements: Page 31596

Record Votes: Three record votes were taken today. (Total—379)

Pages 31315, 31327, 31411

Recess: Senate convened at 11 a.m., and recessed at 10:32 p.m., till 12 noon, on Wednesday, October 19, 1988.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 5531–5533; and 1 resolution, H. Con. Res. 391 were introduced.

Page 31223

Bills Reported: Reports were filed as follows:

Conference report on S. 2030, to amend the Marine Protection, Research, and Sanctuaries Act (H. Rept. 100–1090); and

H.R. 4236, to amend the Act of June 6, 1900, to increase the number of trustees of the Frederick Douglass Memorial and Historical Association (H. Rept. 100–1091).

Page 31223

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore for today.

Page 31198

Credit Card Disclosure: The vote on the motion to suspend the rules and agree to the conference report on H.R. 515, to provide for more detailed and uniform disclosure by credit and charge card issuers with respect to information relating to interest rates and other fees which may be incurred by consumers through the use of any credit or charge card, which was debated on Thursday, October 13, was further postponed until Wednesday, October 19.

Page 31213

Private Calendar: Agreed to postpone the call of the Private Calendar until Wednesday, October 19.

Page 31213

Presidential Message—Panamanian Sanctions: Read a message from the President wherein he transmits a report on Panamanian Transaction Regulations and expresses his intention to continue to exercise his powers to apply economic sanctions against Panama as long as these measures are appropriate—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 100–240).

Page 31220

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:16 p.m.

Committee Meetings

No committee meetings were held.

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Wednesday, October 19, 1988

Senate

Chamber Action

Routine Proceedings, pages 31630–31762

Measures Introduced: Five bills and six resolutions were introduced, as follows: S. 2914–2918, and S. Res. 503–508.

Page 31726

Measures Reported: Reports were made as follows:

Report to accompany S. Res. 187, to refer S. 966, for the relief of Frederick Paul to the Chief Judge of the United States Claims Court. (S. Rept. No. 100–598)

Page 31726

Measures Passed:

Funding for the Select Committee on Indian Affairs Special Committee on Investigations: Senate passed S. Res. 473, to provide additional funding for the Select Committee on Indian Affairs Special Committee on Investigations.

Page 31665

National Ocean Pollution Planning Act Reauthorization: Senate passed H.R. 4211, to reauthorize the National Ocean Pollution Planning Act of 1978 for fiscal years 1989 and 1990.

Page 31665

Awards for Cost Savings Disclosures: The Committee on Governmental Affairs was discharged from the further consideration of H.R. 4574, to amend title 5, United States Code, with respect to certain programs under which awards may be made to Federal employees for superior accomplishments or cost savings disclosures, and the bill was then passed, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Glenn and Roth) Amendment No. 3740, to amend title 5, United States Code, with respect to the expiration date of certain programs under which awards may be made to Federal employees for superior accomplishments or cost savings disclosures.

Page 31665

Federal Hazardous Substances Act Amendments: Senate passed H.R. 4847, to amend the Federal Hazardous Substances Act, to require the labeling of chronically hazardous art materials.

Page 31674

National Family Week: The Committee on the Judiciary was discharged from the further consideration of S.J. Res. 344, to designate the week of November 20–26, 1988, as "National Family Week," and the measure was then passed.

Page 31676

Vocational-Technical Education Week: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 572, to designate November 28 through December 2, 1988, as "Vocational-Technical Education Week," and the measure was then passed.

Page 31676

National Chester F. Carlson Recognition Day: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 629, to designate October 22, 1988, as "National Chester F. Carlson Recognition Day," and the measure was then passed.

Page 31676

National Voluntary Reunion Registry Demonstration Program: Committee on Labor and Human Resources was discharged from further consideration of S. 2010, to establish a National Voluntary Reunion Registry Demonstration Program, and the bill was then passed, after agreeing to amendments proposed thereto, as follows:

Page 31676

(1) Byrd (for Levin) Amendment No. 3742, in the nature of a substitute.

Page 31676

(2) Dole (for Humphrey) Amendment No. 3743 (to Amendment No. 3742), that nothing in the Act authorizes the Secretary to initiate or participate in any legal or administrative action to open a closed or sealed adoption record, unamended birth certificate, or other sealed document, or invalidates or limits a State or political subdivision of a State concerning adoption and the confidentiality of records with regard to a document.

Page 31683

Commending the Department of State's Science and Technology Officers: Committee on Foreign Relations was discharged from further consideration of H. Con. Res. 369, to commend the Department of State's Science and Technology Officers on their outstanding performance and to recognize the importance of their work to the Congress and the Nation, and the resolution was then agreed to.

Page 31684

International Decade for Natural Disaster Reduction: Committee on Foreign Relations was discharged from further consideration of S. Con. Res. 131, supporting the International Decade for Natural Disaster Reduction by endorsing the establishment of a United States Decade for Natural Disaster Reduction, and the resolution was then agreed to.

Page 31684

Limiting Sale of Arms to Mideast Nations: Committee on Foreign Relations was discharged from further consideration of S. Res. 487, expressing the sense of the Senate with respect to limiting the sale of arms to nations in the Mideast, and the resolution was then agreed to.

Page 31684

Congressional Award Program: Committee on Governmental Affairs was discharged from further consideration of H.R. 5315, to amend the Congressional Award Act to extend the Congressional Award program, and the bill was then passed.

Page 31685

Panama Canal Commission Compensation Fund Act of 1988: Senate passed H.R. 5287, to establish the Panama Canal Commission Compensation Fund to provide for the accumulation of funds to meet the Panama Canal Commission's obligations under chapter 81 of title 5, United States Code.

Page 31686

Children's Television Practices Act of 1988: Senate passed H.R. 3966, to require the Federal Communications Commission to reinstate restrictions on advertising during children's television, and to enforce the obligation of broadcasters to meet the educational and informational needs of the child audience.

Page 31694

Child Abuse Prevention, Adoption, and Family Services Act Amendments: Senate passed S. 2915, to make certain minor and technical amendments to the Child Abuse Prevention, Adoption, and Family Services Act of 1988.

Page 31692

Commending Kenneth A. McLean: Senate agreed to S. Res. 503, to commend Kenneth A. McLean for his tireless and exemplary service to his country and to the United States Senate.

Page 31700

Commending Ronald L. Tammen: Senate agreed to S. Res. 504, to commend Ronald L. Tammen for his unfailing and exemplary service to his country, the State of Wisconsin and to the United States Senate. **Page 31701**

Authorizing Printing: Senate agreed to S. Res. 505, to authorize the printing of additional copies of a document entitled "Accomplishments of the 100th Congress—Report by the Senate Democratic Policy Committee." **Page 31693**

Authorizing Printing: Senate agreed to S. Res. 506, to authorize the printing of statements of Senators appearing in the Congressional Record, as well as other related remarks, in tribute to Senator Robert C. Byrd upon his departure from the position of Majority Leader of the Senate, to be printed as a Senate document. **Page 31694**

Reference of Measure to U.S. Claims Court: Senate agreed to S. Res. 507, to refer S. 1964, entitled "For the relief of Nebraska Aluminum Casting, Inc., of Hastings, Nebraska," to the Chief Judge of the United States Claims Court for a report thereon.

Page 31701

Authorizing Certain Appointments: Senate agreed to S. Res. 508, to authorize the President of the Senate, the President pro tempore, the Majority Leader and the Minority Leader to make appointments to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate.

Page 31701

Indefinitely Postponed: The following measures were indefinitely postponed.

San Pedro Riparian National Conservation Area: S. 252, to establish the San Pedro Riparian National Conservation Area, with committee amendments thereto.

Arizona-Florida Land Exchange Act of 1988: H.R. 4519, to provide for the disposition of certain lands in Arizona under the jurisdiction of the Department of the Interior by means of an exchange of lands, with committee amendments.

Santa Rita Public Lands Exchange Act of 1988: S. 2352, to provide for the transfer of certain lands in the State of Arizona, with a committee amendment in the nature of a substitute.

Colorado Ute Indian Water Rights Settlement Act: S. 1415, to facilitate and implement the settlement of Colorado Ute Indian reserved water rights claims in southwest Colorado, with committee amendments.

Wetlands Study in Commemoration of Georgia O'Keeffe: S. 2750, to authorize a study on methods to commemorate the nationally significant contributions of Georgia O'Keeffe, with a committee amendment.

National Commission on the Thrift Industry: Senate continued consideration of a motion to concur in the amendment of the House to S. 2653, to establish a National Commission on the Thrift Industry, with further amendments, as follows:

Pending:

(1) Proxmire Amendment No. 3737, in the nature of a substitute.

(2) Byrd Amendment No. 3738 (to Amendment No. 3737), of a perfecting nature.

Page 31699

American National Red Cross Property: Senate concurred in the amendment of the House to S. 2496, to provide for the leasing of certain real property to the American National Red Cross, District of Columbia Chapter, for the construction and maintenance of certain buildings and improvements.

Page 31666

San Luis Rey Indian Water Rights Settlement Act: Senate concurred in the amendment of the House to S. 795, to provide for the settlement of water rights claims of the La Jolla, Rincon, San Pasqual, Pauma, and Pala Bands of Mission Indians in San Diego County, California, with an amendment proposed thereto, as follows:

Page 31666

Byrd (for Cranston and Wilson) Amendment No. 3741, in the nature of a substitute.

Page 31669

SSG. Charles F. Prevedel Building: Senate concurred in the amendments of the House to S. 1476, to designate the Federal Record Center at 9700 Page Boulevard, Overland, Missouri, as the "SSG. Charles F. Prevedel Building."

Page 31673

C. Clifton Young Federal Building: Senate concurred in the amendments of the House to S. 1827, to designate the Federal Building located at 330 Booth Street in Reno, Nevada, as the "C. Clifton Young Federal Building".

Page 31684

Reauthorization of the Office of Federal Procurement Policy: Senate concurred in the amendment of the House to S. 2215, to amend the Office of Federal Procurement Policy Act, and to authorize funds for an additional 4 years, with Byrd (for Chiles) Amendment No. 3744, in the nature of a substitute.

Page 31686

A request for a conference with the House and the appointment of conferees was vitiated.

Page 31686

Appointments:

Martin Luther King, Jr., Federal Holiday Commission: The Presiding Officer, on behalf of the President pro tempore, pursuant to Public Law 98-399, as amended by Public Law 99-284, appointed Senator Danforth to the Martin Luther King, Jr., Federal Holiday Commission, to be effective as of June 27, 1988.

Page 31762

Nominations Confirmed: Senate confirmed the following nominations:

Mary T. Goedde, of Ohio, to be an Assistant Secretary of Health and Human Services.

Malcolm M. B. Sterrett, of Maryland, to be General Counsel of the Department of Health and Human Services.

Charles H. Dallara, of Virginia, to be an Assistant Secretary of the Treasury.

Edith E. Holiday, of Georgia, to be an Assistant Secretary of the Treasury.

Page 31762

Nominations Received: Senate received the following nominations:

Maj. Gen. Donald W. Jones, U.S. Army, to be Lieutenant General, in conjunction with assignment to a position of importance and responsibility designated by the President under title 10, U.S. Code, Section 601(a).

Page 31762

Messages From the President: Page 31725

Messages From the House: Page 31725

Measures Referred: Page 31726

Communications: Page 31726

Statements on Introduced Bills: Page 31727

Amendments Submitted: Page 31740

Additional Cosponsors: Page 31739

Additional Statements: Page 31754

Recess: Senate convened at 12 noon, and recessed at 5:39 until 1 p.m., on Thursday, October 20, 1988.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 5534–5546; 3 private bills, H.R. 5547–5549; and 6 resolutions, H.J. Res. 675 and 676, and H. Res. 591–594 were introduced.

Page 31974

Bills Reported: Reports were filed as follows:

Report entitled "AIDS Drugs: Where Are They?" (H. Rept. 100-1092);

Report entitled "Technology Policy and Its Effect on the National Economy" (H. Rept. 100–1093);

Report entitled "U.S. Counterintelligence and Security Concerns: A Status Report Personnel and Information Security" (H. Rept. 100–1094);

S. 2751, to designate certain lands in Montana as wilderness, and to release other forest lands for multiple use management (H. Rept. 100–1095); and

H. Res. 592, providing for the consideration of S. 2840, to provide for the designation and conservation of certain lands in the States of Arizona and Idaho (H. Rept. 100–1096).

Page 31973

Private Calendar: On the call of the Private Calendar, the House took the following actions:

Passed and sent to the Senate, amended: S. 1842.

Passed over without prejudice: H.R. 2682, H.R. 3247, and S. 1329.

Page 31763

Private Bills: House agreed to the Senate amendments to the following private bills, clearing the measures for the President: H.R. 1490, H.R. 2802, H.R. 1388, and H.R. 1133.

Page 31764

Veterans' Judicial Review: House agreed, with amendments, to the Senate amendment to the House amendment to the text of S. 11, to amend title 38, United States Code, to establish certain procedures for the adjudication of claims for benefits under laws administered by the Veterans' Administration; to apply the provisions of section 553 of title 5, United States Code, to rulemaking procedures of the Veterans' Administration; to provide for judicial review of certain final decisions of the Board of Veterans' Appeals; and to provide for the payment of reasonable fees to attorneys for rendering legal representation to individuals claiming benefits under laws administered by the Veterans' Administration; and receded from its amendment to the title—returning S. 11 to the Senate.

Page 31765

Quinalt Indian Nation Lands: By a yea-and-nay vote of 234 yeas to 130 nays, Roll No. 450, the House passed and cleared for the President, S. 2752, to declare that certain lands be held in trust for the Quinalt Indian Nation.

Page 31798

H. Res. 587, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 230 yeas to 115 nays, Roll No. 449.

Page 31796

Suspensions: House voted to suspend the rules and take the following actions:

SBA reauthorization: Agreed to S. Con. Res. 159, correcting the enrollment of H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1988—clearing the measure;

Page 31815

NASA authorization: Passed S. 2209, amended, to authorize appropriations for the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program information;

Page 31816

Federal employees health benefits: Agreed to the Senate amendment to H.R. 5102, to amend the provisions of title 5, United States Code, relating to the health benefits program for Federal employees and certain older individuals—clearing the measure for the President;

Page 31830

Robert T. Stafford Post Office Building: Passed and cleared for the President S. 2835, to designate the United States Post Office located at 151 West Street in Rutland, Vermont, as the "Robert T. Stafford United States Courthouse and Post Office";

Page 31831

Asian American/Pacific Islanders censuses: Agreed to Senate amendments to H.R. 4432, to amend title 13, United States Code, to require certain detailed tabulations relating to Asian Americans and Pacific Islanders in the decennial censuses of population;

Page 31833

Congressional participation in Constitution Bicentennial: Agreed to the Senate amendments to H. Con. Res. 115, providing for participation by delegations of members of both Houses of Congress in ceremonies to be held in April 1989 in New York City marking the 200th anniversary of the implementation of the Constitution as the form of government of the United States, the inauguration of President George Washington, and the proposal of the Bill of Rights as the first ten amendments to the Constitution—clearing the measure;

Page 31835

Frederick Douglass Memorial trustees: Passed H.R. 4236, to amend the Act of June 6, 1900, to increase the number of trustees of the Frederick Douglass Memorial and Historical Association;

Page 31836

Bankruptcy judges: Agreed to the Senate amendments to H.R. 4064, to amend title 28 of the United States Code to authorize the appointment of additional bankruptcy judges—clearing the measure for the President;

Page 31836

Municipal bankruptcy amendments: Passed S. 1863, amended, to amend the bankruptcy law to provide for special revenue bonds;

Page 31838

Video privacy protection: Passed and cleared for the President S. 2361, to amend title 18, United States Code, to preserve personal privacy with respect to the rental, purchase, or delivery of video tapes or similar audio visual materials;

Page 31839

Trademark revisions: Passed S. 1883, amended, to amend the Act entitled "An Act to provide for the registration and protection of trade-marks used in commerce, and to carry out the provisions of certain international conventions";

Page 31842

Omnibus McKinney Homeless Assistance Act: Agreed to the conference report on H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless-clearing the measure for Senate action;

Pages 31802, 31861

Credit card disclosure: Agreed to the conference report on H.R. 515, to provide for more detailed and uniform disclosure of credit and charge card issuers with respect to information relating to interest rates and other fees which may be incurred by consumers through the use of any credit or charge card, debated on Thursday, October 13—clearing the measure for the President;

Page 31861

Court reform: Agreed to the Senate amendment to H.R. 4807, to amend title 28, United States Code, to make certain improvements with respect to the Federal judiciary—clearing the measure for the President;

Page 31861

Genocide Convention implementation: Passed and cleared for the President, S. 1851, to implement the International Convention on the Prevention and Punishment of Genocide;

Page 31874

Lottery advertising clarification: Agreed to the Senate amendment to H.R. 3146, to clarify certain restrictions on distribution of advertisements and other information concerning lotteries and similar activities—clearing the measure for the President;

Page 31877

Lottery advertising clarification correction: Agreed to S. Con. Res. 165, correcting the enrollment of H.R. 3146, to clarify certain restrictions on distribution of advertisements and other information concerning lotteries and similar activities—clearing the measure;

Page 31879

Telecommunications facilities: Passed H.R. 4118, amended, to amend and extend the authorization of appropriations for public broadcasting;

Page 31879

Federal Communications Commission appropriations: Passed and cleared for the President S. 1048, to amend the Communications Act of 1934 to provide authorization of appropriations for the Federal Communications Commission;

Page 31887

Telecommunications administration authorization: Agreed to the Senate amendment to H.R. 2472, to provide authorization of appropriations for activities of the National Telecommunications and Information Administration—clearing the measure for the President;

Page 31892

Uranium mill tailing remedial action: Passed and cleared for the President S. 1991, entitled "Uranium Mill Tailings Remedial Action Amendments of 1988";

Page 31894

Colorado Ute Indian water rights settlement: Agreed to S. Con. Res. 162, to correct the enrollment of H.R. 2642, to facilitate and implement the settlement of Colorado Ute Indian reserved water rights claims in southwest Colorado—clearing the measure;

Page 31896

Indian expert witness loan fund: Passed S. 2691, amended, to extend eligibility for the Indian Claims Commission Expert Witness Loan Fund;

Page 31897

California lands: Agreed to the Senate amendments to H.R. 4050, for the relief of certain persons in Riverside County, California, who purchased land in good faith reliance on an existing private land survey—clearing the measure for the President;

Page 31898

Columbia River scenic designation: Agreed to the Senate amendment to H.R. 3614, to authorize a study of the Hanford Reach of the Columbia River—clearing the measure for the President;

Page 31899

Archaeological resources protection: Agreed to the Senate amendments to H.R. 4068, to amend the Archaeological Resources Protection Act of 1979 to strengthen the enforcement provisions of that Act—clearing the measure for the President;

Page 31902

Delaware and Lehigh Canal Heritage Corridor: Agreed to Senate amendments Nos. 1–4; and disagreed to Senate Amendment No. 5 to H.R. 3957, to establish the Delaware and Lehigh Navigation Canal National Heritage Corridor in the Commonwealth of Pennsylvania—clearing the measure to the Senate;

Page 31903

State of Washington wilderness areas: Passed and cleared for the President S. 2165, to designate wilderness within Olympic National Park, Mt. Rainier National Park, and North Cascades National Park Service Complex in the State of Washington;

Page 31905

Rio Chama River scenic designation: Passed S. 850, amended, to amend the Wild and Scenic Rivers Act to designate a segment of the Rio Chama River in New Mexico as a component of the National Wild and Scenic River System;

Page 31908

Ocean dumping fees: Agreed to the conference report on S. 2030, to amend the Marine Protection, Research, and Sanctuaries Act—clearing the measure for the President;

Page 31910

Wildlife law amendments: Agreed to the Senate amendments to H.R. 4030, to reauthorize and amend certain wildlife laws—clearing the measure for the President;

Page 31937

Atlantic striped bass conservation: Agreed to the Senate amendment to H.R. 4124, to authorize appropriations to carry out the Atlantic Striped Bass Conservation Act for fiscal years 1989 through 1991—clearing the measure for the President;

Page 31941

Marine mammal protection: Agreed to H. Res. 593, providing for agreeing to the Senate amendments to H.R. 4189, to amend the Marine Mammal Protection Act of 1972 to authorize appropriations for that Act, with an amendment—returning H.R. 4189 to the Senate;

Page 31944

OCS indemnification: Agreed to the Senate amendment to H.R. 4517, to amend title III of the Outer Continental Shelf Lands Act Amendments of 1978 to provide for indemnification and hold harmless agreements—clearing the measure for the President;

Page 31953

Indian economic development: Passed S. 721, amended, to provide for and promote the economic development of Indian tribes by furnishing the necessary capital, financial services, and technical assistance to Indian owned business enterprises and to stimulate the development of the private sector of Indian tribal economies. Agreed to amend the title;

Page 31955

Effectiveness of public buildings: Passed S. 2186, amended, to improve efficiency and effectiveness of management of public buildings; and

Page 31956

Bankruptcy judges and magistrates retirement: Agreed to the conference report on S. 1630, to provide for retirement and survivors' annuities for bankruptcy judges and magistrates—clearing the measure for the President.

Page 31960

Referrals: Seven Senate-passed measures were referred to the appropriate House committees.

Page 31973

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 31798, 31801. There were no quorum calls.

Adjournment: Met at noon and adjourned at 8:20 p.m.

Committee Meetings

HOLOCAUST PROJECT

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on the failure of the Department of Education to fund Holocaust project. Testimony was heard from the following officials of the Department of Education: Bruno Manno, Acting Deputy Assistant Secretary, Operations; and Milton Goldberg, Director, Programs for the Improvement of Practice; and public witnesses.

MONTANA NATURAL RESOURCES PROTECTION AND UTILIZATION ACT

Committee on Rules: Granted S. 2751, Montana Natural Resources Protection and Utilization Act of 1988, a rule providing for its consideration in the House. All points of order against the bill and against its consideration are waived. The rule provides 1 hour of debate. Finally, the rule provides one motion to commit. Testimony was heard from Chairman Udall and Representatives Williams, Vento, Marlenee and Craig.

ARIZONA/IDAHO CONSERVATION ACT

Committee on Rules: Granted S. 2840, to provide for the designation and conservation of certain lands in the States of Arizona and Idaho, a rule providing for its consideration in the House. All points of order against the bill and against its consideration are waived. The rule provides that the amendment printed in the report accompanying this resolution is considered to have been adopted. The rule provides 1 hour of debate on the bill and 30 minutes debate on the amendment printed in section 2 of the rule. The previous question is considered as ordered on the amendment printed in section 2 of the rule, if offered by Representative Yates of Illinois, or his designee, and on the bill to final passage without intervening motion except one motion to commit. Testimony was heard from Chairman Udall and Representatives Yates, Vento, Rhodes, Frenzel, Kolbe, and Craig.

BICENTENNIAL OF CONGRESS COMMEMORATION COIN ACT

Committee on Rules: Testimony was heard from Representatives Annunzio, Ridge, and Frenzel, but no action was taken on H.R. 5280, to require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the U.S. Congress.

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Thursday, October 20, 1988

Senate

Chamber Action

Routine Proceedings, pages 32004–32178

Measures Introduced: Three bills and four resolutions were introduced, as follows: S. 2919–2921, S. Con. Res. 166, and S. Res. 509–511.

Page 32123

Measures Passed:

Counting of Electoral Votes: Senate passed H.J. Res. 677, change the date for the counting of the Electoral Vote by Congress to January 4, 1989.

Page 32020

Private Relief: The Committee on the Judiciary was discharged from the further consideration of H.R. 712, for the relief of Lawrence K. Lunt, and the bill was then passed, after agreeing to an amendment proposed thereto, as follows:

Byrd (for DeConcini) Amendment No. 3747, to increase the amount of compensation.

Page 32030

Federal Property Management Improvement Act of 1988: Committee on Governmental Affairs was discharged from further consideration of H.R. 5104, to improve the efficiency and effectiveness of the management and disposal of Federal real and personal property, and the bill was then passed.

Page 32030

L. Richardson Preyer Federal Building: The Committee on Environment and Public Works was discharged from the further consideration of H.R. 3327, to designate the Federal Building located at 324 West Market Street, in Greensboro, North Carolina, as the "L. Richardson Preyer, Jr., Federal Building and United States Courthouse and Post Office" and the bill was then passed, after agreeing to amendments proposed thereto, as follows:

(1) Dole (for Durenberger) Amendment No. 3748, to provide for a uniform system for handicapped parking.

Page 32030

(2) Byrd (for Burdick) Amendment No. 3749, of a technical nature.
Page 32031

National Purple Heart Museum Committee: The Committee on Armed Services was discharged from the further consideration of H. Con. Res. 126, to recognize and support the efforts of the National Purple Heart Museum Committee, and encouraging the people of the United States to participate, in the development of a national museum to honor those individuals awarded the Purple Heart, and the measure was then passed, agreeing to an amendment proposed thereto, as follows:

Dole (for Weicker and Dodd) Amendment No. 3750, to amend the preamble.
Page 32031

Commending the International Boundary and Water Commission: Committee on Foreign Relations was discharged from further consideration of H. Con. Res. 344, to commend the International Boundary and Water Commission for its efforts during the past 100 years to improve the social and economic welfare of the United States and Mexico and to improve good relations between our two countries, and the measure was then agreed to.
Page 32056

Aviation Safety Research Act of 1988: Senate passed H.R. 4686, to amend the Federal Aviation Act of 1958, to direct the Administrator of the FAA to initiate aviation maintenance and fire safety research, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2746, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute and amendments proposed thereto, as follows:
Page 32070

(1) Dole (for Kassebaum) Amendment No. 3751, in the nature of a substitute.
Page 32072

(2) Byrd (for Metzenbaum) Amendment No. 3752, to provide for crashworthy fuselage fuel tanks and fuel lines.
Page 32074

S. 2746, companion measure, was indefinitely postponed. **Page 32075**

Authorizing Use of Hart Building: Senate agreed to S. Res. 509, to authorize the use of the Hart Senate Office Building on one day during the week of December 12, 1988, for a concert of American and holiday music to be presented by the Congressional Chorus. **Page 32083**

Correction of Enrollment: Senate agreed to H. Con. Res. 392, to direct the Secretary of the Senate to make technical corrections in the enrollment of S. 11, Veterans' Administration Adjudication Procedure and Judicial Review Act.
Page 32158

Maritime Commercial Instruments: Senate passed H.R. 3105, to revise, consolidate and enact certain laws related to maritime commercial instruments and liens and public vessels and goods as chapters 313 and 315 of title 46, United States Code, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Breaux) Amendment No. 3754, in the nature of a substitute.
Page 32159

Frederick Douglass Memorial and Historical Association: Senate passed H.R. 4236, to amend the Act of June 6, 1900, to increase the number of trustees of the Frederick Douglass Memorial and Historical Associaton.
Page 32166

Public Telecommunications Act of 1988: Senate passed H.R. 4118, to amend and extend the authorization of funds for public broadcasting.
Page 32166

Rental of Sound Recordings: Senate passed H.R. 4310, to extend for an additional 8-year period certain provisions of title 17, United States Code, relating to the rental of sound recordings, after agreeing to amendments proposed thereto, as follows:
Page 32168

(1) Byrd (for DeConcini) Amendment No. 3755, of a technical nature.
Page 32168

(2) McConnell (for Dole and Kassebaum) Amendment No. 3756, to authorize assistance for the Biotechnology Research Center at the University of Kansas.
Page 32168

(3) Byrd (for Kennedy) Amendment No. 3757, to provide assistance to the Massachusetts Corporation for Educational Telecommunications to establish model educational telecommunications network and technology resource centers.
Page 32168

(4) McConnell (for Armstrong) Amendment No. 3758, to recognize the organization known as the National Mining Hall of Fame and Museum.
Page 32168

(5) Byrd (for Hollings) Amendment No. 3759, to authorize the Martin Luther King., Jr., Center for Nonviolent Social Change to acquire certain property for a parking lot.
Page 32170

(6) McConnell (for Thurmond) Amendment No. 3760, to provide for a Health and Human Resources Center at Voorhees College, Denmark, South Carolina.
Page 32170

Earlier the bill (H.R. 4310) had been indefinitely postponed, and this action was vitiated and measure passed as amended.
Page 32168

National Sir Winston Churchill Recognition Week: The Committee on the Judiciary was discharged from the further consideration of S.J. Res 340, to designate November 27 through December 3, 1988, as "National Sir Winston Churchill Recognition Week," and the measure was then passed.

Page 32171

Fire Safety at Home Day—Change Your Clock, Change Your Battery: The Committee on the Judiciary was discharged from the further consideration of S.J. Res. 381, to designate October 30, 1988, as "Fire Safety at Home Day—Change Your Clock, Change Your Battery," and the measure was then passed.

Page 32171

Fire Management Policies: Senate agreed to S. Res. 510, to express the sense of the Senate regarding the need to assess the fire management policies of the various Federal land management agencies in view of this year's fires in the Yellowstone region and elsewhere. **Page 32166**

Authorizing the Release of Documents: Senate agreed to S. Res. 511, to authorize the Chairman and Ranking Minority Member of the Committee on Foreign Relations to provide to the United States Attorney for the District of Colorado a deposition of the transcript of the deposition testimony of Richard John Brenneke, subject to agreement to abide by confidentiality and other requirements established by the Committee.

Page 32171

Office of Government Ethics Reauthorization Act: Senate concurred in the amendment of the House to S. 2344, to provide for the reauthorization of funds for the Office of Government Ethics, with an amendment proposed thereto, as follows:

Page 32024

Byrd (for Levin) Amendment No. 2344, in the nature of a substitute.

Page 32024

Trademark Law Revision Act of 1988: Senate concurred in the amendment of the House to S. 1883, to amend the Act entitled "An Act to provide for the registration and protection of trade-marks used in commerce, and to carry out the provisions of certain international conventions."

Page 32052

Veterans' Administration Adjudication Procedure and Judicial Review Act: Senate concurred in the amendments of the House to the Senate amendment to S. 11, to amend title 38, United States Code, to establish certain procedures for the adjudication of claims for benefits under laws administered by the Veterans' Administration, to apply the provisions of section 353 of title 5, United States Code, to rulemaking procedures of the Veterans' Administration, to provide for judicial review of certain final decisions of the Board of Veterans' Appeals, and to provide for the payment of reasonable fees to attorneys for rendering legal representation to individuals claiming benefits under laws administered by the Veterans' Administration.

Page 32056

Omnibus McKinney Homeless Assistance Act of 1988—Conference Report: Senate agreed to the conference report on H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless.

Page 32020

SBA Reauthorization and Amendment Act of 1988—Conference Report: Senate agreed to the conference report on H.R. 4174, to amend the Small Business Act and the Small Business Investment Act of 1958.

Page 32032

U.S. Army Corps of Engineers Authorizations—Conference Report: Senate agreed to the conference report on S. 2100, to authorize the U.S. Army Corps of Engineers to construct various projects for improvements to rivers and harbors of the United States.

Page 32077

Veterans' Home Loan Program Improvements Act: Senate concurred in the amendments of the House to S. 2049, to establish an Independent National Commission on the Veterans' Administration Home Loan Guaranty Program, to amend title 38, United States Code, to authorize reductions in the interest rate on loans made by the Veterans' Administration to finance the sales of properties acquired by the Veterans' Administration as the result of foreclosures, and to establish creditworthiness requirements for assumptions of Veterans' Administration loans.

Page 32036

Rio Chama River—New Mexico: Senate concurred in the amendment of the House to S. 850, to amend the Wild and Scenic Rivers Act, to designate a segment of the Rio Chama River in New Mexico as a component of the National Wild and Scenic Rivers System.

Page 32110

Bankruptcy Law Amendments: Senate concurred in the amendment of the House to S. 1863, to amend the bankruptcy law to provide for special revenue funds.

Page 32113

Delaware and Lehigh Navigation Canal National Heritage Corridor Act of 1988: Senate receded from its amendment numbered 5 to H.R. 3957, to establish the Delaware and Lehigh Navigation Canal

Heritage Corridor in the Commonwealth of Pennsylvania.

Page 32165

Arizona-Idaho Conservation Act of 1988: Senate concurred in the amendments of the House to S. 2840, to provide for the designation and conservation of certain lands in the States of Arizona and Idaho.

Page 32165

Private Relief: Senate concurred in the amendment of the House to S. 1842, for the relief of Mr. Wilhelm Jahn Schechter, Mrs. Monica Pino Schlechter, Irgrid Daniels Schlechter, and Arturo David Schlechter.

Page 32166

Bicentennial of the U.S. Congress Commemorative Coin Act: Senate concurred in the amendment of the House to H.R. 5280, to require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the United States Congress.

Page 32166

Treaties Approved: The following treaties having passed through their various parliamentary stages up to and including presentation of resolutions of ratification, two-thirds of the Senators present having voted in the affirmative (on a division), the resolutions of ratification were agreed to:

Page 32018

Berne Convention for the Protection of Literary and Artistic Works: Treaty Doc. No. 99-27, Berne Convention for the Protection of Literary and Artistic Works.

Page 32018

Investment Treaty with the Republic of Senegal: Treaty Doc. No. 99-15, Investment Treaty with the Republic of Senegal, with an understanding.

Page 32019

Investment Treaty with the Republic of Zaire: Treaty Doc. No. 99-17, Investment Treaty with the Republic of Zaire, with an understanding.

Page 32019

Investment Treaty with the Kingdom of Morocco: Treaty Doc. No. 99-18, Investment Treaty with the Kingdom of Morocco, with an understanding.

Page 32019

Investment Treaty with the Republic of Turkey: Treaty Doc. No. 99-19, Investment Treaty with the Republic of Turkey, with an understanding.

Page 32019

Investment Treaty with the Republic of Cameroon: Treaty Doc. No. 99-22, Investment Treaty with the Republic of Cameroon, with an understanding.

Page 32019

Investment Treaty with the People's Republic of Bangladesh: Treaty Doc. No. 99-23, Investment Treaty with the People's Republic of Bangladesh, with an understanding.

Page 32019

Investment Treaty with the Arab Republic of Egypt: Treaty Doc. No. 99-24, Investment Treaty with the Arab Republic of Egypt, with an understanding.

Page 32019

Investment Treaty with Grenada: Treaty Doc. No. 99-25, Investment Treaty with Grenada, with an understanding.

Page 32020

Nominations Confirmed: Senate confirmed the following nominations:

Jose A. Costa, Jr., of Florida, to be a Member of the Advisory Board for Radio Broadcasting to Cuba.

Marjorie B. Kampelman, of the District of Columbia, to be a member of the Advisory Board for Radio Broadcasting to Cuba.

Louis B. Susman, of Missouri, to be a Member of the United States Advisory Commission on Public Diplomacy.

Edwin J. Feulner, Jr., of Virginia, to be a Member of the United States Advisory Commission on Public Diplomacy.

John Train, of New York, to be a Member of the Board of Directors of the African Development Foundation.

Evan G. Galbraith, of Connecticut, to be a Member of the Board of Directors of the Overseas Private Investment Corporation.

Julia Chang Bloch, of the District of Columbia, to be a Member of the Peace Corps National Advisory Council.

Thomas J. Ashcraft, to be United States Attorney for the Western District of North Carolina.

Col. Gerald E. Galloway, Jr., U.S. Army, to be a Member of the Mississippi River Commission.

Page 32178

Petitions and Memorials: Page 32117

Communications: Page 32116

Statements on Introduced Bills: Page 32123

Amendments Submitted: Page 32129

Additional Cosponsors: Page 32127

Notices of Hearings: Page 32140

Additional Statements: Page 32141

Recess: Senate convened at 1 p.m., and recessed at 6:26 p.m., until 12 noon, on Friday, October 21, 1988.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5550–5559; 1 private bill, H.R. 5549; and 9 resolutions, H.J. Res. 677–678, H. Con. Res. 392–393, and H. Res. 596–600 were introduced.

Page 32357

Reports Filed: Reports were filed as follows:

Report entitled "Low Input Farming Systems: Benefits and Barriers" (H. Rept. 100–1097);

Conference report on S. 2100, to authorize the United States Army Corps of Engineers to construct various projects for improvements to rivers and harbors of the United States (H. Rept. 100–1098); and

H. Res. 595, providing for agreeing to the Senate amendment, with an amendment, to H.R. 5210, to prevent the manufacturing, distribution, and use of illegal drugs (H. Rept. 100–1099).

Page 32357

Veterans' Judicial Review: House agreed to H. Con. Res. 392, directing the Secretary of the Senate to make technical corrections in the enrollment of S. 11, to amend title 38, United States Code, to establish certain procedures for the adjudication of claims for benefits under laws administered by the Veterans' Administration; to apply the provisions of section 553 of title 5, United States Code, to rulemaking procedures of the Veterans' Administration; to provide for judicial review of certain final decisions of the Board of Veterans' Appeals; and to provide for the payment of reasonable fees to attorneys for rendering legal representation to individuals claiming benefits under laws administered by the Veterans' Administration. Page 32179

Electoral Vote Count: House passed H.J. Res. 677, changing the date for the counting of the Electoral vote by Congress to January 4, 1989.

Page 32180

Credit Card Disclosure: By a yea-and-nay vote of 342 yeas to 5 nays, Roll No. 451, the House agreed to the conference report on H.R. 4352, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless—clearing the measure for the President.

Page 32183

Earlier, agreed to a unanimous-consent request to vacate the proceedings of October 19 whereby the conference report was agreed to by a voice vote.

Page 32179

Arizona-Idaho Lands Conservation: By a yea-and-nay vote of 316 yeas to 32 nays, Roll No. 454, the House passed S. 2840, to provide for the designation and conservation of certain lands in the States of Arizona and Idaho.

Page 32187

The Frenzel motion to commit the bill to the Committee on House Administration, with instructions to report it back forthwith containing an amendment to strike language establishing the United States Capitol Commission, was offered but subsequently withdrawn.

Page 32214

Agreed To:

The committee amendment; and

Page 32187

The Yates amendment that strikes provisions relating to Navajo-Hopi relocation benefits (agreed to by a yea-and-nay vote of 264 yeas to 84 nays, Roll No. 453).

Page 32210

The Clerk was authorized to make necessary technical corrections and to correct punctuations and section numbers in the engrossment of the House amendments to the bill.

Page 32215

H. Res. 592, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 224 yeas to 124 nays, Roll No. 452.

Page 32184

Montana Wilderness Lands: House passed and cleared for the President S. 2751, to designate certain lands in Montana as wilderness, and to release other forest lands for multiple use management.

Page 32234

H. Res. 591, the rule under which the bill was considered, was agreed to by a yea-and-nay vote of 202 yeas to 144 nays, Roll No. 455.

Page 32215

Congress Bicentennial Coins: House agreed, with an amendment, to the Senate amendment to H.R. 5280, to require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the United States Congress—returning the measure to the Senate.

Page 32248

Suspensions: House voted to suspend the rules and take the following actions:

Office of Federal Procurement Policy: Agreed to the Senate amendment to the House amendments to S. 2215, to amend the Office of Federal Procurement Policy Act to authorize appropriations for an additional four years—clearing the measure for the President;

Page 32250

Private bill: Agreed, with an amendment, to the Senate amendment to H.R. 3917, a private bill—returning the measure to the Senate;

Page 32258

Private bill: Passed S. 1919, amended, a private bill;

Page 32259

Private bill: Passed and cleared for the President S. 2637, a private bill;

Page 32259

Lebanon: Agreed to the Senate amendments to H. Con. Res. 381, expressing the sense of the Congress regarding the state of affairs in Lebanon, the necessity of resolving the constitutional crisis in Lebanon, and United States goals with respect to Lebanon—clearing the measure;

Page 32260

International peacekeeping activities: Passed H.R. 5551, to authorize the transfer of certain funds for use for United States contributions to new international peacekeeping activities;

Page 32263

Food stamps technical correction: Passed and cleared for the President S. 2885, to amend the Hunger Prevention Act of 1988 to make a technical correction;

Page 32268

Wildfire protection assistance: Passed H.R. 4936, amended, to authorize the Secretary of Agriculture and other agency heads to enter into agreements with foreign fire organizations for assistance in wildlife protection. Agreed to amend the title;

Page 32269

Federal employees awards program: Agreed to the Senate amendment to H.R. 4574, to amend title 5, United States Code, with respect to certain programs under which awards may be made to Federal employees for superior accomplishments or cost savings disclosures—clearing the measure for the President;

Page 32272

Terrorist firearms detection: Agreed to H. Res. 596, providing for agreeing, with an amendment, to the Senate amendment to H.R. 4445, to amend title 18, United States Code, to prohibit certain firearms especially useful to terrorists—returning H.R. 4445 to the Senate;

Page 32282

Fraud penalties: Agreed to the Senate amendment to H.R. 3911, to amend title 18, United States Code, to provide increased penalties for certain major frauds against the United States—clearing the measure for the President;

Page 32284

Salmon and Snake Rivers facilities licensing: Passed S. 2102, amended, to prohibit the licensing of certain facilities on portions of the Salmon and Snake Rivers in Idaho;

Page 32288

Office of Government Ethics reauthorization: Agreed to the Senate amendment to the House amendment to the text of S. 2344, to provide for the reauthorization of appropriations for the Office of Government Ethics—clearing the measure for the President;

Page 32290

Patent and Trademark Office authorization: Agreed to H. Res. 597, providing for agreeing, with an amendment, to the Senate amendment to H.R. 4972, to authorize appropriations for the Patent and Trademark Office in the Department of Commerce—returning H.R. 4972 to the Senate;

Page 32293

Aquaculture Act authorizations: Passed H.R. 4123, amended, to authorize appropriations to carry out the National Aquaculture Act of 1980 for fiscal years 1989, 1990, and 1991. Agreed to amend the title;

Page 32299

Environmental quality authorization: Agreed to H. Res. 598, providing for agreeing to the Senate amendment, with an amendment, to H.R. 2020, to authorize appropriations for the Office of Environmental Quality for fiscal years 1987, 1988, and 1989—returning H.R. 2020 to the Senate;

Page 32300

L. Richardson Preyer building: Agreed to the Senate amendments to H.R. 3327, to designate the Federal building located at 324 West Market Street in Greensboro, North Carolina, as the "L. Richardson Preyer, Jr. Federal Building and United States Courthouse"—clearing the measure for the President;

Page 32308

Child abuse prevention amendments: Passed S. 2915, amended, to make certain minor and technical amendments to the Child Abuse Prevention, Adoption, and Family Services Act of 1988;

Page 32309

San Luis Rey Indian water rights: Agreed to the Senate amendment to the House amendment to the text of S. 795, to provide for the settlement of water rights claims of the La Jolla, Rincon, San Pasqual, Pauma, and Pala Bands of Mission Indians in San Diego County, California—clearing the measure for the President;

Page 32311

Anti-terrorism amendments: Passed H.R. 5550, to combat international terrorism and otherwise further the national security and foreign policy interests of the United States;

Page 32319

Federal employees liability reform: Agreed to the Senate amendment to H.R. 4612, to amend title 28, United States Code, to provide for an exclusive remedy against the United States for suits based upon certain negligent or wrongful acts or omissions of United States employees committed within the scope of their employment—clearing the measure for the President; and

Page 32327

Federal employees liability reform correction: Agreed to S. Con. Res. 164, to correct errors in the enrollment of H.R. 4612, to amend title 28, United States Code, to provide for an exclusive remedy against the

United States for suits based upon certain negligent or wrongful acts or omission of United States employees committed within the scope of their employment—clearing the measure.

Page 32327

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and take the following actions, on which votes were postponed until Friday, October 21:

Water resources development: Agree to the conference report on S. 2100, to authorize the United States Army Corps of Engineers to construct various projects for improvements to rivers and harbors of the United States;

Pages 32218, 32273

Lawn darts regulations: Pass H.R. 5552, to provide that the Consumer Product Safety Commission amend its regulations regarding lawn darts; and

Page 32296

International commercial arbitration: Pass S. 2204, amended, to implement the Inter-American Convention on International Commercial Arbitration.

Page 32327

Private Bill: House agreed to the Senate amendment to H.R. 712, a private bill—clearing the measure for the President.

Page 32328

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 32183, 32187, 32214, 32214, 32218. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:50 p.m.

Committee Meetings

OMNIBUS DRUG INITIATIVE ACT

Committee on Rules: Granted a rule providing for the consideration in the House, a motion, if offered by Representative Foley or his designee, to take H.R. 5210, Omnibus Drug Initiative Act of 1988, from the Speaker's table together with the Senate amendment, and to concur in the Senate amendment with an amendment. The motion shall be considered as having been read. All points of order against the motion are waived. The 1 hour of debate is to be equally divided and controlled by the majority and minority leaders. Testimony was heard from Representatives McCollum, Smith of New Jersey, Lungren, Shaw, and Wolf.

Friday, October 21, 1988

Senate

Chamber Action

Routine Proceedings, pages 32417–32726

Measures Introduced: Three bills and fourteen resolutions were introduced, as follows: S. 2922–2924, S.J. Res. 395, S. Con. Res. 167–170, and S. Res. 512–520.

Page 32554

Measures Reported: Reports were made as follows:

Report to accompany S. 2361, to preserve personal privacy with respect to the rental, purchase, or delivery of video tapes or similar audio-visual materials. (S. Rept. No. 100–599)

S. 2468, to revitalize the Food and Drug Administration, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 100–600)

S. 187, to provide for the protection of Native American rights for the remains of their dead and sacred artifacts, and for the creation of Native American cultural museums, with an amendment in the nature of a substitute. (S. Rept. No. 100–601)

Page 32554

Measures Passed:

Private Relief: Senate passed H.R. 441, for the relief of the heirs of Master Sergeant Nathaniel Scott, United States Army.

Page 32436

Private Relief: Senate passed H.R. 2109, for the relief of Rosa Pratts.

Page 32436

Private Relief: Senate passed H.R. 2461, for the relief of Mileno Mesin and Bozena Mesin.

Page 32436

Private Relief: Senate passed H.R. 2511, for the relief of Tarek Mohamad Mahmoud.

Page 32437

Federal Cave Resources Protection Act of 1988: Senate passed H.R. 1975, to protect cave resources on Federal lands, after agreeing to a committee amendment in the nature of a substitute.

Page 32449

Alexander Hamilton National Memorial: Senate passed H.R. 4212, to amend the joint resolution of April 27, 1962, to permit the Secretary of the Interior to establish the former home of Alexander Hamilton as a national memorial to its present location in New York, New York, after agreeing to a committee amendment and amendments proposed thereto, as follows:

(1) Byrd (for Johnston) Amendment No. 3761, of a technical nature.

Page 32451

(2) Warner (for Hatch and Garn) Amendment No. 3762, to authorize the Secretary of the Interior to consider an application for desert land entry covering approximately 280 acres of public lands, 105 of which constitute a part of a scenic easement area of the Dinosaur National Monument, Utah.

Page 32451

Recreation and Public Purposes Amendments Act of 1988: Senate passed H.R. 4362, to amend section 3 of the Act of June 14, 1926, as amended (43 U.S.C. 869–2), to authorize the issuance of patents with a limited reverter provision of lands devoted to solid waste disposal, after agreeing to amendments proposed thereto, as follows:

(1) Warner (for McClure) Amendment No. 3763, of a technical nature.

Page 32452

(2) Byrd (for Johnston) Amendment No. 3764, to provide that the Secretary shall not make any conveyance of land or renunciation of reversionary interests under the Act until he has published in the Federal Register regulations implementing the Act and until 60 days after these regulations have been submitted to designated committees of the Congress.

Page 32452

Confederated Tribes of the Goshute Reservation: Senate passed H.R. 2839, to correct historical and geographical oversights in the establishment and development of the Utah component of the Confederated Tribes of the Goshute Reservation, to unify the land base of the Goshute Reservation, to simplify the boundaries of the Goshute Reservation, after agreeing to committee amendments and amendments proposed thereto, as follows:

Page 32453

Warner (for Garn) Amendment No. 3765, of a technical nature.

Page 32455

Southwestern Pennsylvania Heritage Preservation Commission: Senate passed H.R. 3313, to establish in the Department of the Interior the Southwestern Pennsylvania Heritage Preservation Commission, after agreeing to an amendment proposed thereto, as follows:

Warner (for Heinz) Amendment No. 3766, to coordinate the industrial preservation activities between the Allegheny County and the 9-county area represented by the Southeastern Pennsylvania Heritage Preservation Commission.

Page 32456

Federal Use of Bureau of Land Management Lands: The Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 2806, to amend the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701), to permit temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, Department of the Interior, and the bill was then passed.

Page 32457

Omnibus Public Lands Act: The Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 3680, to revoke certain public land orders, and to transfer certain public lands, and the bill was then passed.

Page 32457

Middle Atlantic Interstate Forest Fire Protection Compact: The Committee on the Judiciary was discharged from the further consideration of H.R. 2756, to amend the Middle Atlantic Interstate Forest Fire Protection Compact, to include the State of Ohio, and the bill was then passed.

Page 32459

Disaster Relief and Emergency Assistance Amendments: The Committee on Environment and Public Works was discharged from the further consideration of H.R. 2707, to amend the Disaster Relief Act of 1974, to provide for more effective assistance in response to major disasters and emergencies, and the bill was then passed, after agreeing to Byrd (for Burdick) Amendment No. 3768, in the nature of a substitute.

Page 32460

Iroquois Confederacy of Nations: The Select Committee on Indian Affairs was discharged from the further consideration of H. Con. Res. 331, to acknowledge the contribution of the Iroquois Confederacy of Nations to the development of the United States Constitution and to reaffirm the continuing government-to-government relationship between Indian tribes and the United States established in the Constitution, and the measure was then agreed to.

Page 32463

Actors' Fund of America Appreciation Month: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 650, to designate April 1989 as "Actors' Fund of America Appreciation Month," and the measure was then passed.

Page 32463

Legal Immigration Amendments of 1988: The Committee on the Judiciary was discharged from the further consideration of H.R. 5115, to amend the Immigration and Nationality Act, to revise the numerical limitation and preference system for admission of independent immigrants, and the measure was then passed.

Page 32473

National Teacher Appreciation Day: Senate passed H.J. Res. 438, to designate October 7, 1988, as "National Teacher Appreciation Day."

Page 32477

Admiralty Suits Against Foreign States: Senate passed H.R. 1149, to amend the Foreign Sovereign Immunities Act, to restrict damages in certain admiralty cases, and to grant U.S. courts jurisdiction over a foreign state in certain maritime cases.

Page 32477

Correction of Enrollment: Senate agreed to S. Con. Res. 167, to provide for the correction of technical errors in the enrollment of H.R. 1807, Minority Business Development Program Reform Act.

Page 32443

Correction of Enrollment: Senate agreed to S. Con. Res. 168, to authorize corrections in the enrollment of H.R. 5043, Post-Employment Restrictions Act of 1988.

Page 32469

Correction of Enrollment: Senate agreed to S. Con. Res. 169, to authorize corrections in the enrollment of S. 1382, Federal Management Improvement Act.

Page 32473

Correction of Enrollment: Senate agreed to S. Con. Res. 170, to authorize corrections in the enrollment of S. 3911, Major Fraud Act of 1988.

Page 32473

Transfer of Property in Alameda County, California: The Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 4039, to disclaim any right, title, or interest of the United States in certain lands in the State of California which form a part of the right-of-way granted by the United States to the Southern Pacific Transportation Company, and to declare that those lands have been abandoned by the railroad, and to declare that those lands have been abandoned by the railroad, and the bill was then passed.

Page 32478

Lawn Dart Regulations: Senate passed H.R. 5552, to provide that the Consumer Product Safety Commission amend its regulations regarding lawn darts.

Page 32478

National Craniofacial Deformity Awareness Week: Senate passed H.J. Res. 573, to designate the week beginning November 13, 1988, as "National Craniofacial Deformity Awareness Week."

Page 32479

Week of Remembrance of Kristallnacht: Senate passed H.J. Res. 654, to designate November 4–10, 1988, as the "Week of Remembrance of Kristallnacht."

Page 32479

National Fire Fighters Day: Senate passed H.J. Res. 649, to designate October 15, 1988, as "National Fire Fighters Day."

Page 32479

National Burn Awareness Week: Senate passed H.J. Res. 604, designate February 5–11, 1989, as "National Burn Awareness Week."

Page 32479

Uncle Sam Day: Senate passed H.J. Res. 626, to designate September 13, 1989, as "Uncle Sam Day."

Page 32479

National Earthquake Awareness Week: Senate passed H.J. Res. 564, to designate the first week of April 1989 as "National Earthquake Awareness Week."

Page 32479

National Jukebox Week: Senate passed H.J. Res. 446, to designate October 30 through November 5, 1988, as "National Jukebox Week."

Page 32479

Private Relief: Senate passed H.R. 610, for the relief of Calvin L. Graham.

Page 32479

Ward R. Burke Federal Court Building: The Committee on Environment and Public Works was discharged from the further consideration of H.R. 1473, to designate the building which will house the Federal Court for the Eastern District of Texas, in Lufkin, Texas, as the "Ward R. Burke Federal Court Building," and the bill was then passed.

Page 32480

National Asparagus Month: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 137, to designate the month of May 1989 as "National Asparagus Month," and the measure was then passed, after agreeing to Stevens (for Wilson) Amendment No. 3769, of a technical nature.

Page 32481

Department of Energy Civilian Energy Research and Development Authorization Act for Fiscal Year 1989: Senate passed H.R. 4505, to authorize appropriations to the Department of Energy for civilian research and development programs for fiscal year 1989, after agreeing to a committee amendment in the nature of a substitute, and an amendment proposed thereto, as follows:

Byrd (for Johnston) Amendment No. 3770, in the nature of a substitute.

Page 32482

National Commissioned Corps of the Public Health Service Centennial Day: Senate passed S.J. Res. 395, to designate January 4, 1989, as "National Commissioned Corps of the Public Health Service Centennial Day."

Page 32493

Private Relief: The Committee on the Judiciary was discharged from further consideration of H.R. 1418, for the relief of Rick Hangartner, Russell Stewart, and David Walden, and the bill was then passed.

Page 32494

Private Relief: Senate passed H.R. 3238, for the relief of Maria Linda Sy Gonzalez.

Page 32494

Office of Environmental Quality Authorizations: Senate passed S. 1792, to authorize funds for the Office of Environmental Quality for fiscal years 1987, 1988, and 1989, after agreeing to an amendment proposed thereto, as follows:

Byrd (for Baucus and McClure) Amendment No. 3771, to strike section 104 and insert a new section, and to strike section 105.

The bill was earlier indefinitely postponed, and then vitiated.

Page 32594

Internal Revenue Service Building Authorization: Senate passed S. 2869, to authorize appropriations for the completion of certain walls of the Internal Revenue Service Building located in Washington, DC, after agreeing to an amendment proposed thereto, as follows:

Page 32527

Byrd (for Moynihan) modified Amendment No. 3772, to designate the Federal Building and United States Courthouse located at 301 West Main Street, Benton, Illinois, as the "Kenneth J. Gray Federal Building and United States Courthouse."

Page 32527

Committee to Notify the President: Senate agreed to S. Res. 513, to appoint a committee to notify the President concerning the proposed adjournment of the session.

Pursuant to the resolution, the Presiding Officer appointed the Majority Leader and the Minority Leader.

Page 32528

Gold Medal Award to Andrew Wyeth: Senate passed H.R. 593, to request the President to award a gold medal on behalf of Congress to Andrew Wyeth, and to provide for the production of bronze duplicates of such medal for sale to the public.

Page 32544

Insider Trading and Securities Fraud Enforcement Act of 1988: Senate passed H.R. 5133, to improve the procedures and remedies for the prevention of insider trading.

Page 32545

Truth in Lending Act: Senate passed H.R. 3011, to amend the Truth in Lending Act to establish additional disclosure, advertising, and other requirements for home equity loans.

Page 42549

Management Interlocks Revision Act of 1988: Senate passed H.R. 4879, to amend the Depository Institution Management Interlocks Act, to revise the manner in which the service of directors of depository institutions and depository holding companies are regulated.

Page 32550

Southwestern Low-Level Radioactive Waste Disposal Compact Consent Act: Senate passed H.R. 5232, to grant the consent of the Congress to the Southwestern Low-Level Radioactive Waste Disposal Compact.

Page 32675

Conversions of Mutual Savings and Loans: Senate agreed to S. Res. 514, to express the sense of the Senate that an institution which is insolvent according to generally accepted accounting principles, should be permitted to convert through a voluntary supervisory conversion without regard to any factors relating to the appreciation in market value of the participating preferred stock of the Federal Home Loan Mortgage Corporation.

Page 32675

Public Health Service Legislation—Technical Corrections: Senate passed H.R. 5560, to amend the Public Health Service Act, and the Health Omnibus Programs Extension of 1988, to make technical corrections relating to the Health Omnibus Programs Extension of 1988.

Page 32675

Thanks to the Staff of the Senate: Senate agreed to S. Res. 515, tendering the thanks of the Senate to the Senate staff for the courteous, dignified, and impartial manner in which they have assisted the deliberations of the Senate.

Page 32676

Thanks to the President pro tempore: Senate agreed to S. Res. 516, tendering the thanks of the Senate to the President pro tempore for the courteous, dignified, and impartial manner in which he has presided over the deliberations of the Senate.

Page 32676

Thanks to the Deputy President pro tempore: Senate agreed to S. Res. 517, tendering the thanks of the Senate to the Deputy President pro tempore for the courteous, dignified, and impartial manner in which he has presided over the deliberations of the Senate.

Page 32676

Commending the Minority Leader: Senate agreed to S. Res. 518, to commend the extraordinarily cooperative conduct of the distinguished Minority Leader, Senator Robert Dole.

Page 32676

Thanks to the Vice President: Senate agreed to S. Res. 519, tendering the thanks of the Senate to the

Vice President for the courteous, dignified, and impartial manner in which he has presided over the deliberations of the Senate.

Page 32677

Commending the Majority Leader: Senate agreed to S. Res. 520, to commend the exemplary conduct of the distinguished Majority Leader, Senator Robert C. Byrd.

Page 32677

Adjournment Resolution: Senate agreed to H. Con. Res. 398, providing for the *sine die* adjournment of the second session of the One-Hundredth Congress.

Page 32675

Indefinitely Postponed: Senate indefinitely postponed the following measures:

Veterans' Compensation Cost-of-Living Adjustment Act: S. 2011, to increase the rate of Veterans' Administration compensation for veterans with service-connected disabilities and dependency and indemnity compensation for the survivors of certain disabled veterans.

Handicapped Programs Technical Amendments of 1988: S. 2821, to make certain technical and conforming amendments to the Education of the Handicapped Act and the Rehabilitation Act of 1973.

Private Relief: S. 1456, for the relief of Paulette Mendes-Silva.

General Animal Drug and Patent Term Restoration Act: H.R. 4982, to amend the Federal Food, Drug, and Cosmetic Act to authorize abbreviated new animal drug applications and to amend title 35, United States Code, to authorize the extension of the patents for animal drug products.

Satellite Home Viewer Copyright Act: H.R. 2848, to amend title 17, United States Code, relating to copyrights, to provide for the interim statutory licensing of the secondary transmission by satellite carriers of superstations for private viewing by earth station owners.

Page 32437

Drunk Driving Prevention Act: S. 2367, to promote highway traffic safety by encouraging the States to establish measures for more effective enforcement of laws to prevent drunk driving, with committee amendments.

Shore Protection Act: S. 1751, to require vessels to manifest the transport of municipal or other nonhazardous commercial wastes transported offshore to ensure that these wastes are not illegally disposed of at sea, with a committee amendment in the nature of a substitute.

Disaster Relief Act of Amendments of 1988: S. 2380, to amend the Disaster Relief Act of 1974.

Drug-Free WorkPlace Act of 1988: S. 2852, to provide for an omnibus Federal, State, and local effort against substance abuse, to provide for a cabinet-level position to centralize and streamline Federal activities with respect to both drug supply (interdiction and law enforcement) and drug demand (prevention, education and treatment), to expand Federal support to ensure a long-term commitment of resources and personnel for a substance abuse education, treatment, and rehabilitation efforts, to strengthen and improve the enforcement of Federal drug laws and enhance the interdiction of illicit drug shipments.

"Gipsy" Certificate of Documentation: S. 2777, to authorize a certificate of documentation for the vessel *Gipsy*.

Drunk Driving Prevention Act of 1988: S. 2549, to promote highway traffic safety by encouraging the States to establish measures for more effective enforcement of laws to prevent drunk driving, with committee amendments.

Page 32675

Federal Aviation Administration Enforcement Assistance Act of 1988: H.R. 4844, to direct the Federal Aviation Administration to provide assistance to law enforcement agencies in their efforts with respect to drug trafficking interdiction.

Health Warning Labels on Alcoholic Beverage Containers: S. 2047, to require a health warning on the labels of all alcoholic beverage containers, with a committee amendment in the nature of a substitute.

Motor Carrier Safety Act: H.R. 5321 to amend the Motor Carrier Safety Act of 1984 to eliminate application of the commercial zone exception to commercial motor vehicle safety regulations.

Page 32675

NASA Authorizations: Senate concurred in the amendment of the House to S. 2209, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management.

Page 32437

Marine Mammal Protection Act Authorization: Senate concurred in the amendment of the House to the Senate amendment to H.R. 4189, to authorize funds to carry out the Marine Mammal Protection Act of 1972 for fiscal years 1989 through 1993.

Page 32441

Private Relief: Senate concurred in the amendment of the House of S. 1919, for the relief of Michael Wilding.

Page 32446

Technology Competitiveness/Energy Conservation: Senate concurred in the amendment of the House to S. 2470, to promote technology competitiveness and energy conservation in the American Steel Industry.

Page 32457

Firearms Protection Act of 1988: Senate concurred in the amendment of the House to the Senate amendment to H.R. 4445, to amend title 18, United States Code, to prohibit certain firearms especially useful to terrorist, with an amendment proposed thereto, as follows:

Page 32459

Byrd (for Metzenbaum) Amendment No. 3767, to provide that, at the close of the 12-month period and at appropriate times thereafter, the Secretary shall promulgate regulations to permit the manufacture, importation, sale, shipment, delivery, possession, transfer, or receipt of firearms previously prohibited that are as detectable as a "security Exemplar" which contains 3.7 ounces of material type 17–4 PH stainless steel, in a shape resembling a handgun, or such lesser amount as is detectable in view of advances in state-of-the-art developments in weapons detection technology.

Page 32460

Patent and Trademark Office Authorizations: Senate concurred in the amendment of the House to H.R. 4972, to authorize funds for the Patent and Trademark Office in the Department of Commerce.

Page 32470

Vietnam Women Veterans Memorial: Senate receded from its amendments to the amendments of the House to S. 2042, to authorize the Vietnam Women's Memorial Project, Inc., to construct a statue at the Vietnam Veterans Memorial in honor and recognition of the women of the United States who served in the Vietnam conflict.

Page 32475

International Fishery Agreement: Senate receded from its amendment to H.R. 4919, to approve the governing international fishery agreement between the United States and the Union of Soviet Socialist Republics.

Page 32463

Post-Employment Restrictions Act of 1988: Senate concurred in the amendment of the House to the Senate amendment to H.R. 5043, to amend section 207 of title 18, United States Code, relating to restrictions on post-employment activities.

Page 32465

Record Rentals: Senate concurred in the amendments of the House to S. 2201, to make certain record rental provisions in title 17, United States Code, the Copyright Act, permanent.

Page 32478

Public Buildings Amendments of 1988: Senate concurred in the amendment of the House to S. 2186, to improve the efficiency and effectiveness of management of public buildings.

Page 32480

Private Relief: Senate concurred in the amendment of the House to the Senate amendment to H.R. 3917, for the relief of Rajani Lal.

Page 32493

Salmon and Snake River Licensing Prohibition: Senate concurred in the amendment of the House to S. 2102, to prohibit the licensing and certain facilities on portions of the Salmon and Snake Rivers in Idaho.

Page 32494

National Superconductivity and Competitiveness Act: Senate concurred in the amendment of the House to the Senate amendment to H.R. 3048, to establish a national Federal program effort in close collaboration with the private sector to develop as rapidly as possible the applications of superconductivity to enhance the Nation's economic competitiveness and strategic well-being.

Senate receded from its amendment to the title.

Page 32522

Technical Corrections Act of 1988—Conference Report: Senate agreed to the conference report on H.R. 4333, to make technical corrections relating to the Tax Reform Act of 1986.

Page 32528

Inter-American Convention on International Commercial Arbitration: Senate concurred in the amendment of the House to S. 2204, to implement the Inter-American Convention on International Commercial Arbitration.

Page 32535

Office of Environmental Quality Authorizations: Senate concurred in the amendment of the House to the Senate amendment to H.R. 2020, to authorize funds for the Office of Environmental Quality for fiscal years 1987, 1988, and 1989, with an amendment proposed thereto, as follows:

Byrd (for Baucus) Amendment No. 3773, in the nature of a substitute.

Page 32524

Omnibus Drug Initiative Act of 1988: Senate concurred in the amendment of the House to the Senate amendment to H.R. 5210, to prevent the manufacturing, distribution, and use of illegal drugs.

Page 32630

Treaty Approved: The following treaties having passed through their various parliamentary stages up to and including presentation of the resolutions of ratification, two-thirds of the Senators present having voted in the affirmative, the resolutions of resolution of ratification were agreed to:

Supplementary Protocol to the 1970 Tax Convention with Belgium: Treaty Doc. No. 100–15, Supplementary Protocol to the 1970 Tax Convention with Belgium, with understandings.
Page 32675

Tax Convention with the United Kingdom: Treaty Doc. No. 99–30, Tax Convention with the United Kingdom (on behalf of Bermuda), with reservations.
Page 32677

Protocol to the 1967 Tax Convention with France: Treaty Doc. No. 100–21, Protocol to the 1967 Tax Convention with France, with an understanding.
Page 32677

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the annual report of the Railroad Retirement Board for fiscal year 1987; which was referred to the Committee on Labor and Human Resources. (PM–166)
Page 32550

Nominations Received: Senate received the following nominations:

Philip L. Christenson, of Virginia, to be an Assistant Administrator of the Agency for International Development.

John R. Berg, of Virginia, to be an Assistant Secretary of Energy (Conservation and Renewable Energy).

Lawrence L. Lamade, of Maryland, to be General Counsel of the Department of the Navy, Department of Defense.

Linda L. Arey, of Virginia, to be a Member of the Occupational Safety and Health Review Commission.

Margot E. Machol, of the District of Columbia, to be a Member of the Federal Trade Commission.

Susan E. Phillips, of Virginia, to be a Member of the Federal Trade Commission.
Page 32678

Nominations Confirmed: Senate confirmed the following nominations:

List of Medical Corps of the U.S. Naval Reserve nominations.

List of routine nominations in the Foreign Service.
Page 32678

Messages From the President: **Page 32550**

Messages From the House: **Page 33551**

Measures Referred: **Page 32553**

Measures Ordered Placed on Calendar: **Page 32553**

Statements on Introduced Bills: **Page 32554**

Amendments Submitted: **Page 32559**

Additional Cosponsors: **Page 32557**

Additional Statements: **Page 32582**

Adjournment Sine Die: Senate convened at 12 noon, and, in accordance with H. Con. Res. 398, adjourned *sine die* on Saturday, October 22, 1988, at 3:16 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 5560–5582; 3 private bills, H.R. 5583–5585; and 13 resolutions, H. Con. Res. 394–398, and H. Res. 601–608 were introduced.
Page 33323

Bills Reported: Reports were filed as follows:

H.R. 1842, to amend the Petroleum Marketing Practices Act (H. Rept. 100–1100);

H.R. 4406, to establish the United States-Mexico Border Regional Commission and to assist in the development of the economic and human resources of the United-States border region of the United States, amended (H. Rept. 100–1101);

H.R. 5231, to amend the Marine Protection, Research, and Control Act of 1972 to strengthen prohibitions on dumping into ocean waters, and to provide for recovery of damages associated with dumping which affects ocean waters, amended (H. Rept. 100–1102);

H.R. 1260, to establish a program for the exploration for and commercial recovery of hard mineral resources on those portions of the seabed subject to the jurisdiction and control of the United States, amended (H. Rept. 100–1103); and

Conference report on H.R. 4333, to make technical corrections relating to the Tax Reform Act of 1986 (H. Rept. 100–1104).
Pages 33323

Reports Filed: The following reports of the 100th Congress were filed subsequent to the sine die adjournment of the 100th Congress:

Report entitled "Double Standards: A Review of Criminal Investigations at the Department of Education" (H. Rept. 100–1105);

Report entitled " 'If This Is Tuesday, This Must Be Belgium': Waste and Abuse in Foreign Travel and Aircraft Usage and Ownership by the Corps of Engineers" (H. Rept. 100–1106, foregoing filed on October 27, 1988);

Report entitled "Progress Report on the Activities of the Select Committee on Hunger During the 100th Congress" (H. Rept. 100–1107, filed on December 13, 1988);

Report entitled "Annual Report for the Year 1987 of the Select Committee on Narcotics Abuse and Control, 100th Congress, First Session" (H. Rept. 100-1108, filed on December 15, 1988);

Report entitled "Summary of Activities of the Committee on Science, Space, and Technology for the 100th Congress" (H. Rept. 100-1109);

Report entitled "Activities Report of the Committee on Veterans' Affairs, 100th Congress" (H. Rept. 100-1110, foregoing filed on December 19, 1988);

Report entitled "Summary of Activities, A Report of the Committee on Banking, Finance and Urban Affairs, House of Representatives, 100th Congress, 2d Session" (H. Rept. 100-1111, filed on December 20, 1988);

Report entitled "Activities of the Committee on House Administration of the House of Representatives During the 100th Congress" (H. Rept. 100-1112);

Report entitled "Activities and Summary Report of the Committee on the Budget" (H. Rept. 100-1113, foregoing filed on December 21, 1988);

Report entitled "Report on the Activity of the Committee on Energy and Commerce for the 100th Congress" (H. Rept. 100-1114, filed on December 23, 1988);

Report entitled "Report on the Activities of the Permanent Select Committee on Intelligence of the House of Representatives During the 100th Congress" (H. Rept. 100-1115, filed on December 27, 1988);

Report entitled "Activities of the Aging Committee in the 100th Congress" (H. Rept. 100-1116);

Report entitled "Legislative Review Activities of the Committee on Foreign Affairs, 100th Congress" (H. Rept. 100-1117, foregoing filed on December 28, 1988);

Report entitled "Legislative Review Activities of the Committee on Post Office and Civil Service, 100th Congress" (H. Rept. 100-1118);

Report entitled "Survey of Activities of the House Committee on Rules, 100th Congress" (H. Rept. 100-1119, foregoing filed on December 29, 1988);

Report entitled "Activities of the House Committee on Government Operations, 100th Congress 1st and 2d Sessions, 1987-1988" (H. Rept. 100-1120);

Report entitled "Summary of Legislative Activities, Committee on Public Works and Transportation" (H. Rept. 100-1121);

Report entitled "Activities of the Committee on Education and Labor During the 100th Congress" (H. Rept. 100-1122);

Report entitled "Activities for the Year 1987 of the Select Committee on Children, Youth, and Families, House of Representatives, 100th Congress, 1st Session" (H. Rept. 100-1123);

Report entitled "Activities of the Committee on the Judiciary of the House of Representatives During the 100th Congress" (H. Rept. 100-1124, foregoing filed on December 30, 1988);

Report of the Committee on Standards of Official Conduct entitled "Summary of Activities During the 100th Congress" (H. Rept. 100-1125);

Report entitled "Activities of the Committee on Armed Services for the 100th Congress" (H. Rept. 100-1126);

Report entitled "Activities of the Merchant Marine and Fisheries Committee, 100th Congress" (H. Rept. 100-1127);

Report entitled "Summary of Activities of the Committee on Small Business, House of Representatives, 100th Congress" (H. Rept. 100-1128);

Report entitled "Activities for the Year 1988 of the Select Committee on Children, Youth, and Families, House of Representatives, 100th Congress" (H. Rept. 100-1129);

Report entitled "Activities of the Committee on Appropriations During the 100th Congress" (H. Rept. 100-1130);

Report entitled "Activities and Summary Report of the Committee on the District of Columbia, House of Representatives, 100th Congress, 1987-1988" (H. Rept. 100-1131);

Report entitled "Legislative and Review Activities of the Committee on Interior and Insular Affairs of the House of Representatives During the 100th Congress" (H. Rept. 100-1132)

Report entitled "Legislative Review Activity During the 100th Congress of the Committee on Ways and Means" (H. Rept. 100-1133);

Report entitled "Report of the Committee on Agriculture on activities during the 100th Congress" (H. Rept. 100-1134); and

Report entitled "Narcotics Abuse and Control" (H. Rept. 100-1135, foregoing filed on January 3, 1989.

Suspensions: House voted to suspend the rules and take the following actions:

Aviation safety research: Agreed to the Senate amendment to H.R. 4686, to amend the Federal Aviation Act of 1958 relating to aviation research—clearing the measure for the President;

Page 32730

Commercial space launch amendments: Agreed to the Senate amendment to H.R. 4399, to facilitate commercial access to space (agreed to by a yea-and-nay vote of 355 yeas to 1 nay, Roll No. 456)—clearing the measure for the President;

Page 32736

Superconductivity and competitiveness: Agreed to the Senate amendment to H.R. 3048, to establish a national Federal program effort in close collaboration with the private sector to develop as rapidly as possible the applications of Superconductivity to enhance the Nation's economic competitiveness and strategic well-being (agreed to by a yea-and-nay vote of 353 yeas, 1 voting "present", Roll No. 457)—clearing the measure for the President;

Page 32741

Shipping law recodification: Agreed to the Senate amendment to H.R. 3105, to revise, consolidate, and enact certain laws relating to shipping definitions and maritime commercial instruments and liens as subtitle III of title III of title 46, United States Code, "Shipping"—clearing the measure for the President;

Page 32754

Coast Guard cutter "Glacier" transfer: Passed H.R. 5264, to require the transfer of the decommissioned Coast Guard cutter "Glacier" to the State of Oregon for use as a maritime museum and display (passed by a yea-and-nay vote of 355 yeas, Roll No. 458);

Page 32762

Post-employment restrictions: Agreed to H. Res. 601, providing for agreeing, with an amendment, to the Senate amendment to H.R. 5043, to amend section 207 of title 18, United States Code, relating to restrictions on post-employment activities (agreed to by a yea-and-nay vote of 347 yeas to 7 nays, 2 voting "present", Roll No. 459)—returning H.R. 5043 to the Senate;

Page 32763

Water resources development: Agreed to the conference report on S. 2100, to authorize the United States Army Corps of Engineers to construct various projects and improvements to rivers and harbors of the United States—clearing the measure for the President (Agreed to by a yea-and-nay vote of 355 yeas to 2 nays, Roll No. 460). This measure was debated on Thursday;

Pages 32218, 32273

Lawn darts regulations: Passed H.R. 5552, to provide that the Consumer Product Safety Commission amend its regulations regarding lawn darts (passed by a yea-and-nay vote of 304 yeas to 51 nays, Roll No. 461). This measure was debated on Thursday; and

Page 32296

International commercial arbitration: Passed S. 2204, amended, to implement the Inter-American Convention on International Commercial Arbitration (passed by a yea-and-nay vote of 356 yeas, Roll No. 462). This measure was debated on Thursday.

Page 32327

Environmental Quality Authorization: House agreed to a unanimous-consent request that the enrollment of H. Res. 598 be corrected to include missing provisions in section 202 and 203 of the House amendment to the Senate amendment to H.R. 2020, to authorize appropriations for the Office of Environmental Quality for fiscal years 1987, 1988, and 1989.

Page 32300

Recesses: House recessed at 11:32 a.m. and reconvened at 11:44 a.m.; and recessed at 11:45 a.m. and reconvened at noon.

Page 32763

Animal Drugs: House agreed to H. Con. Res. 394, to correct the enrollment of S. 2843, to amend the Federal Food, Drug, and Cosmetic Act to authorize abbreviated new animal drug applications and to amend title 35, to authorize the extension of patents for animal drug products.

Page 32777

Recess Authority: It was made in order for the Speaker to declare recesses at any time during the legislative day, subject to the call of the Chair.

Page 32777

Kenneth J. Gray Building: House passed H.R. 5553, to designate the Federal Building and United States Courthouse located at 30 West Main Street in Benton, Illinois, as the "Kenneth J. Gray Federal Building and United States Courthouse."

Page 32777

Vietnam Women's Memorial: House disagreed to the Senate amendments to the House amendments to S. 2042, to authorize the Vietnam Women's Memorial Project, Inc., to construct a statue at the Vietnam Veterans Memorial in honor and recognition of the women of the United States who served in the Vietnam conflict—returning the measure to the Senate;

Page 32778

National Teacher Appreciation Day: House passed H.J. Res. 438, amended, designating October 7, 1988, as "National Teacher Appreciation Day." Agreed to amend the title.

Page 32780

Lupus Awareness Month: House passed and cleared for the President S.J. Res. 303, to designate the month of October, 1988 as "National Lupus Awareness Month."

Page 32781

America Loves Kids Month: House passed and cleared for the President S.J. Res. 324, to designate February 1989 as "America Loves Its Kids Month."

Page 32781

Year of the Young Reader: House passed and cleared for the President S.J. Res. 315, designating 1989 as "Year of the Young Reader."

Page 32782

24th Army Infantry Regiment: House passed H.J. Res. 483, honoring the 24th Infantry Regiment of the United States Army.

Page 32783

National Book Week: House passed and cleared for the President S.J. Res. 342, to designate the week of November 28 through December 5, 1988, as "National Book Week."

Page 32784

National Family Week: House passed H.J. Res. 522, to authorize the President to issue a proclamation designating the week beginning on November 20, 1988, as "National Family Week".

Page 32784

National Tourism Week: House passed and cleared for the President S.J. Res. 325, designating the third week in May 1989 as "National Tourism Week".

Page 32784

National Skiing Day: House passed and cleared for the President S.J. Res. 301, designating January 20, 1989, as "National Skiing Day".

Page 32785

Earthquake Awareness Week: House passed H.J. Res. 564, designating the first week of April, 1989 as "National Earthquake Awareness Week".

Page 32785

Alzheimer's Disease Month: House passed and cleared for the President S.J. Res. 261, designating the month of November 1988 as "National Alzheimer's Disease Month".

Page 32787

Rural Disabled Outreach Day: House passed S.J. Res. 345, to designate October 8, 1988, as "National Day of Outreach to the Rural Disabled".

Page 32788

Agreed to the Dymally amendment that struck "October 8, 1988" and inserted "October 7, 1989" in the language of the bill.

Page 32788

Agreed to amend the title.

Page 32788

Disabled Americans Week: House passed and cleared for the President S.J. Res. 319, to designate the period commencing November 6, 1988, and ending November 12, 1988 as "National Disabled Americans Week".

Page 32788

O'Hare Airport Traffic: House agreed to H. Res. 602, expressing the sense of the House of Representatives that the Administrator of the Federal Aviation Administration should submit to Congress a plan outlining immediate and long-term solutions to the air traffic problems at O'Hare International Airport in Chicago, Illinois.

Page 32789

Down Syndrome Month: House passed and cleared for the President S.J. Res. 302, to designate October 1988 as "National Down Syndrome Week".

Page 32790

Deaf Awareness Week: House passed H.J. Res. 613, to designate the week beginning March 7, 1989, as "Deaf Awareness Week".

Page 32790

Drunk and Drugged Driving Awareness Week: House passed and cleared for the President S.J. Res. 332, to designate the period commencing December 11, 1988, and ending December 17, 1988, as "National Drunk and Drugged Driving Awareness Week".

Page 32791

National Lighthouse Day: House passed and cleared for the President S.J. Res. 306, designating the day of August 7, 1989, as "National Lighthouse Day".

Page 32792

Adult Immunization Awareness Week: House passed and cleared for the President S.J. Res. 355, to designate the last full week of October 23 through October 29, 1988, as "National Adult Immunization Awareness Week".

Page 32793

National Adoption Week: House passed H.J. Res. 575, to designate the week beginning November 21, 1988 through November 27, 1988, as "National Adoption Week".

Page 32793

National Diabetes Month: House passed and cleared for the President S.J. Res. 272, to designate November 1988, as "National Diabetes Month".

Page 32794

Military Families Recognition Day: House passed H.J. Res. 543, acknowledging the sacrifices that military families have made on behalf of the Nation and designating November 21, 1988, as "National Military Families Recognition Day".

Page 32794

Wild and Scenic Rivers Week: House passed and cleared for the President S.J. Res. 378, designating the week of October 2, through October 8, 1988, as "National Wild and Scenic Rivers Act Week".

Page 32795

Craniofacial Deformity Awareness Week: House passed H.J. Res. 573, to designate the week beginning November 13, 1988, as "National Craniofacial Deformity Awareness Week".

Page 32796

Agreed to the Dymally technical amendment.

Page 32797

Agreed to amend the preamble; and the title.

Page 32797

PHS Corps Centennial Day: House passed S.J. Res. 395, to designate January 4, 1989, as "National Commissioned Corps of the Public Health Service Centennial Day".

Page 32797

Uncle Sam Day: House passed H.J. Res. 626, designating September 13, 1989, as "Uncle Sam Day".

Page 32797

Pregnancy and Infant Loss Awareness Month: House passed and cleared for the President S.J. Res. 314, designating October 1988 as "Pregnancy and Infant Loss Awareness Month".

Page 32798

National Firefighters Day: House passed H.J. Res. 649, designating October 15, 1988, as "National Fire Fighters Day".

Page 32799

Agreed to the Dymally technical amendment.

Page 32799

Agreed to amend the preamble; and the title.

Page 32799

Burn Awareness Week: House passed H.J. Res. 604, designating February 5 through 11, 1989, as "National Burn Awareness Week".

Page 32800

National Home Care Week: House passed and cleared for the President S.J. Res. 280, to designate the week of November 27, 1988 through December 3, 1988 as "National Home Care Week".

Page 32800

Day of Excellence: House passed and cleared for the President S.J. Res. 327, commemorating January 28, 1989, as a "National Day of Excellence" in honor of the crew of the space shuttle *Challenger*.

Page 32801

Political Prisoners in Iran: House passed H.J. Res. 669, to designate October 14, 1988, as "National Day of Remembrance for Political Prisoners in Iran.

Page 32802

Agreed to the Dymally technical amendment.

Page 32802

Agreed to amend the preamble; and the title.

Page 32802

China-Burma-India Veterans: House passed S.J. Res. 141, designating August 29, 1988, as "National China-Burma-India Veterans Appreciation Day".

Page 32802

Agreed to the Dymally technical amendment.

Page 32803

Agreed to amend the title.

Page 32803

Remembrance of Kristallnacht Week: House passed H.J. Res. 654, designating November 4 through 10, 1988, as the "Week of Remembrance of Kristallnacht".

Page 32803

National Grasslands Week: House passed and cleared for the President S.J. Res. 386, to designate the week of June 18 through June 24, 1989, as "National Grasslands Week".

Page 32803

U.S. Marshals Bicentennial Day: House passed and cleared for the President S.J. Res. 352, designating September 24, 1989, as "United States Marshals Bicentennial Day".

Page 32804

National Jukebox Week: House passed H.J. Res. 446, designating October 30 through November 5, 1988, as "National Jukebox Week".

Page 32804

Fire Safety at Home Day: House passed and cleared for the President S.J. Res. 381, to designate October 30, 1988, as "Fire Safety at Home Day—Change Your Clock, Change Your Battery".

Page 32805

National Purple Heart Museum Committee: House agreed to the Senate amendment to H. Con. Res. 126, recognizing and supporting the efforts of the National Purple Heart Museum Committee, and encouraging the people of the United States to participate, in the development of a national museum to honor those individuals awarded the Purple Heart—clearing the measure.

Page 32805

Sir Winston Churchill Recognition Week: House passed and cleared for the President S.J. Res. 340, designating November 27 through December 3, 1988, as "National Sir Winston Churchill Recognition Week".

Page 32807

AIDS Awareness Month: House passed and cleared for the President S.J. Res. 192, to designate the month of October 1988, as "National AIDS Awareness and Prevention Month".

Page 32807

Presidential Message—Railroad Retirement: Received and read a message from the President wherein he transmits the annual report of the Railroad Retirement Board—referred to the committees on Energy and Commerce and Ways and Means.

Page 32829

Cave Resources: House agreed to the Senate amendment to H.R. 4775, to protect cave resources on Federal lands—clearing the measure for the President.

Page 32858

Recreation and Public Purposes Amendments: House agreed to the Senate amendments to H.R. 4362, to amend section 3 of the Act of June 14, 1926, as amended (43 U.S.C. 869-2), to authorize the issuance of patents with a limited reverter provision of lands devoted to solid waste disposal—clearing the measure for the President;

Page 32860

Heritage Preservation Commission: House agreed to the Senate amendments to H.R. 3313, to establish in the Department of the Interior the Southwestern

Pennsylvania Heritage Preservation Commission—clearing the measure for the President.

Page 32861

Suspension: House voted to suspend the rules and agree to the Senate amendments to the House amendment to H.R. 2707, to amend the Disaster Relief Act of 1974 to provide for more effective assistance in response to major disasters and emergencies—clearing the measure for the President.

Page 32861

Alexander Hamilton Memorial: House agreed to the Senate amendments to H.R. 4212, to amend the Joint Resolution of April 27, 1962, to permit the Secretary of the Interior to establish the former home of Alexander Hamilton as a national memorial at its present location in New York, New York—clearing the measure for the President.

Page 32876

Goshute Reservation: House agreed to the Senate amendments to H.R. 2839, to correct historical and geographic oversights in the establishment and development of the Utah component of the Confederated Tribes of the Goshute Reservation, to simplify the boundaries of the Goshute Reservation—clearing the measure for the President.

Page 32877

Federal Energy Management Program: House agreed to S. Con. Res. 169 to correct the enrollment of S. 1382, to amend the National Energy Conservation Policy Act to improve the Federal Energy Management program—clearing the measure.

Page 32878

Terrorist Firearm Detection: House agreed to the Senate amendment to the House amendment to the Senate amendment to H.R. 4445, to amend title 18, United States Code, to prohibit certain firearms especially useful to terrorists—clearing the measure for the President.

Page 32887

Recess: House recessed at 9:47 p.m. and reconvened at 10:03 p.m.

Page 32888

Fair Employment Practices Board: The Speaker appointed the following elected officers of the House of Representatives to the Review Panel of the Office of Fair Employment Practices: Mr. Donald K. Anderson, Clerk, and Mr. James T. Molloy, Doorkeeper;

The Minority Leader appointed the following employees of the House of Representatives to the aforementioned panel: Mr. Alan F. Coffey, Jr., and Ms. Alberta Sue Forrest;

Representative Frank Annunzio, Chairman of the Committee on House Administration, appointed the following Members of the House to serve on the aforementioned panel: Representatives Kolter, Chairman, and Representative Clay; and

Representative Frenzel, ranking Minority member of the Committee on House Administration, appointed the following Members of the House to serve on the aforementioned panel: Representative Vucanovich and Representative Roberts.

Page 32889

National Commission on Children: The Speaker appointed Mr. Raymond L. Flynn, Mayor of Boston, Massachusetts, to fill a vacancy on the National Commission on Children, on the part of the House.

Page 32889

White House Conference on Library and Information Services: The Speaker appointed the following members on the part of the House to the Advisory Committee of the White House Conference on Library and Information Services: Representatives Ford of Michigan, Williams and Owens of New York; and the following individuals from private life: Mr. Nelwyn Murphy of Booneville, Mississippi, and Mrs. Virginia G. Young of Columbia, Missouri.

Page 32889

Recess: House recessed at 10:06 p.m. and reconvened at 10:23 p.m.

Page 32889

Senate Bicentennial Minutes: House agreed to S. Con. Res. 146, to authorize the printing of Senator Bob Dole's series of "Senate Bicentennial Minutes"—clearing the measure.

Page 32889

Privileges of the House: House agreed to H. Res. 603, returning to the Senate S. 2097, the Uranium Mills Tailings Remedial Action Amendments of 1987; and

Page 33110

House agreed to H. Res. 604, returning to the Senate H.R. 1315, the Nuclear Regulatory Commission Authorization Act for fiscal years 1988 and 1989, with the Senate amendment thereto.

Page 33111

Suspensions: House voted to suspend the rules and take the following actions:

Miscellaneous Revenue Act: Agreed to the conference report on H.R. 4333, to make technical corrections relating to the Tax Reform Act of 1986 (agreed to by a yea-and-nay vote of 358 yeas to 1 nay, Roll No. 463)—clearing the measure for Senate action; and

Page 33111

Health programs technical corrections: Passed H.R. 5560, to amend the Public Health Service Act, and the Health Omnibus Programs Extension of 1988, and to make technical corrections relating to the Health Omnibus Programs Extension of 1988 (agreed to by a yea-and-nay vote of 361 yeas, Roll No. 464).

Page 33116

National Asparagus Month: House agreed to the Senate amendment to H.J. Res. 137, designating the month of May as "National Asparagus Month"—clearing the measure for the President.

Page 33117

PHS Corps Centennial Day: House passed and cleared for the President S.J. Res. 395, to designate January 4, 1989, as "National Commissioned Corps of the Public Health Service Centennial Day".

Page 33117

Nonnuclear Energy Technology Transfer: House passed H.R. 5132, to amend the Federal Nonnuclear Energy Research and Development Act of 1974 to improve the transfer of technology or devices developed by the Department of Energy National Laboratories, and to improve interagency cooperation between the Department of Energy and other agencies with respect to technology transfer.

Page 33118

Agreed to the Lloyd amendment in the nature of a substitute.

Page 33121

Agreed to amend the title.

Page 33122

The Clerk was authorized to make technical and conforming changes in the engrossment of the bill.

Page 33122

Forest Service Land Transfer: House passed S. 253, to convey certain Forest Service land to Flagstaff, Arizona—clearing the measure for the President.

Page 33147

Omnibus Drug Initiative: House agreed to the Senate amendment with an amendment to H.R. 5210, to prevent the manufacturing, distribution, and use of illegal drugs (agreed to by a yea-and-nay vote of 346 yeas to 11 nays, Roll. No. 465)—returning the measure to the Senate.

Page 33147

H. Res. 595, the rule which provided for the motion to agree to the Senate amendment, with an amendment, was agreed to earlier by a voice vote.

Page 33147

Designation of Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Foley to act as Speaker pro tempore to sign enrolled bills and joint resolutions until November 4, 1988.

Page 33319

Printing of House Rules: House agreed to H. Res. 605, providing for the printing of the revised edition of the Rules and Manual of the House of Representatives for the One Hundredth and First Congress.

Page 33319

Committee to Notify President: House agreed to H. Res. 606, to provide for the appointment of a committee to notify the President of completion of business. Subsequently, the Speaker appointed Representatives Foley and Michel on the part of the House.

Page 33319

Resignation-Appointments: Notwithstanding the sine die adjournment of the House, the Speaker was authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the Congress.

Page 33319

Extension of Remarks: It was made in order that the chairman and ranking minority Member of each standing committee and each subcommittee thereof be permitted to extend their remarks in the Record, up to and including the last publication thereof, and to include therewith a summary of the work of that committee or subcommittee; and

It was 5ade in order for all Members to have the privilege, until the last edition authorized by the Joint Committee on Printing is published, to extend and revise their own remarks in the Congressional Record on more than one subject, and to include therein such short quotations as may be necessary to explain or complete such extensions.

Page 33319

Committee Reports: It was made in order that reports filed with the Clerk following the sine die adjournment by committees authorized by the House to conduct investigations may be printed by the Clerk as reports of the One Hundredth Congress.

Page 33319

Sine Die Adjournment Resolution: House agreed to H. Con. Res. 398, providing for the sine die adjournment of the One Hundredth Congress.

Page 33319

Organizational Caucuses: House agreed to H. Res. 607, relating to early organization of the House of Representatives for the One Hundredth and First Congress.

Page 33320

Recess: House recessed at 1:34 a.m. and reconvened at 2:54 a.m.

Page 33321

Referrals: Twelve Senate-passed measures were referred to the appropriate House committees.

Page 33321

Quorum Calls—Votes: Ten yea-and-nay votes developed during the proceedings of the House today and appear on pages 32771, 32773, 32774, 32775, 33116, 33117, 33118. There were no quorum calls.

Sine Die Adjournment: Met at 10 a.m. and adjourned sine die at 2:55 a.m.

Committee Meetings

No committee meetings were held.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDREDTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 25 through October 22, 1988

	Senate	*House*	*Total*
Days in session	137	129	..
Time in session	1,126 hrs., 52′	749 hrs., 01′	..
Congressional Record:			
Pages of proceedings	..	..	..
Extensions of Remarks	..	..	..
Public bills enacted into law	115	152	267
Private bills enacted into law	6	7	13
Bills in conference	3	4	..
Measures passed, total	814	765	1,579
Senate bills	188	133	..
House bills	273	335	..
Senate joint resolutions	106	85	..
House joint resolutions	51	70	..
Senate concurrent resolutions	52	32	..
House concurrent resolutions	32	46	..
Simple resolutions	112	164	..
Measures reported, total	*511	*606	1,117
Senate bills	262	34	..
House bills	100	360	..
Senate joint resolutions	88	2	..
House joint resolutions	3	5	..
Senate concurrent resolutions	14	1	..
House concurrent resolutions	1	5	..
Simple resolutions	43	95	..
Special reports	13	55	..
Conference reports	..	49	..
Measures pending on calendar	108	88	..
Measures introduced, total	1,328	2,412	3,740
Bills	932	1,745	..
Joint resolutions	156	241	..
Concurrent resolutions	74	163	..
Simple resolutions	166	263	..
Quorum calls	26	14	..
Yea-and-nay votes	379	308	..
Recorded votes	..	143	..
Bills vetoed	2	3	5
Vetoes overridden	1	1	..

* These figures include all measures reported, even if there was no accompanying report. A total of 326 reports have been filed in the Senate, and a total of 606 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 25 through October 22, 1988

Civilian nominations, totaling 516 (including 112 nominations carried over from the first session), disposed of as follows:	
Confirmed	335
Unconfirmed	170
Withdrawn	11
Civilian nominations (lists), totaling 2,276 (including 10 nominations carried over from the first session), disposed of as follows:	
Confirmed	2,022
Unconfirmed	254
Air Force nominations, totaling 15,304 (including 2,955 nominations carried over from the first session), disposed of as follows:	
Confirmed	15,304
Army nominations, totaling 12,861 (including 2,361 nominations carried over from the first session), disposed of as follows:	
Confirmed	12,858
Unconfirmed	2
Withdrawn	1
Navy nominations, totaling 10,205 (including 46 nominations carried over from the first session), disposed of as follows:	
Confirmed	10,203
Unconfirmed	1
Withdrawn	1
Marine Corps nominations, totaling 1,596 (including 10 nominations carried over from the first session), disposed of as follows:	
Confirmed	1,595
Unconfirmed	1

Summary

Total nominations carried over from the first session	5,494
Total nominations received this session	37,264
Total confirmed	42,317
Total unconfirmed	428
Total withdrawn	13

Résumé of Congressional Activity

RESUME OF CONGRESSIONAL ACTIVITY OF THE ONE HUNDREDTH CONGRESS

This table gives a comprehensive résumé of all legislative business transacted by the House and Senate from January 6, 1987 through October 22, 1988.

FIRST SESSION

January 6 through December 22, 1987

	Senate	*House*	*Total*
Days in session	170	169	. .
Time in session	1,214 hrs., 52′	909 hrs., 57′	. .
Congressional Record:			
Pages of proceedings	18,660	13,078	31,738
Extensions of Remarks	. .	. .	5,016
Public bills enacted into law	96	144	240
Private bills enacted into law	2	5	7
Bills in conference	6	15	. .
Measures passed, total	616	644	1,260
Senate bills	110	44	. .
House bills	135	272	. .
Senate joint resolutions	91	63	. .
House joint resolutions	48	66	. .
Senate concurrent resolutions	25	8	. .
House concurrent resolutions	31	53	. .
Simple resolutions	176	138	. .
Measures reported, total	*398	*426	824
Senate bills	183	9	. .
House bills	59	299	. .
Senate joint resolutions	72	. .	. .
House joint resolutions	6	9	. .
Senate concurrent resolutions	11	. .	. .
House concurrent resolutions	5	7	. .
Simple resolutions	62	102	. .
Special reports	28	56	. .
Conference reports	1	16	. .
Measures pending on calendar	76	48	. .
Measures introduced, total	2,685	4,857	7,542
Bills	1,998	3,840	. .
Joint resolutions	239	437	. .
Concurrent resolutions	95	235	. .
Simple resolutions	353	345	. .
Quorum calls	36	23	. .
Yea-and-nay votes	420	234	. .
Recorded votes	. .	254	. .
Bills vetoed	1	2	3
Vetoes overridden	2	2	. .

SECOND SESSION

January 25 through October 22, 1988

	Senate	*House*	*Total*
Days in session	137	129	. .
Time in session	1,126 hrs., 52′	749 hrs., 01′	. .
Congressional Record:			
Pages of proceedings	17,397	11,290	28,687
Extensions of Remarks	. .	. .	3,776
Public bills enacted into law	193	280	473
Private bills enacted into law	10	31	41
Bills in conference	3	4	. .
Measures passed, total	814	858	1,672
Senate bills	188	131	. .
House bills	273	330	. .
Senate joint resolutions	106	85	. .
House joint resolutions	51	70	. .
Senate concurrent resolutions	52	32	. .
House concurrent resolutions	32	46	. .
Simple resolutions	112	164	. .
Measures reported, total	*511	*636	1,147
Senate bills	262	34	. .
House bills	100	360	. .
Senate joint resolutions	88	2	. .
House joint resolutions	3	5	. .
Senate concurrent resolutions	14	1	. .
House concurrent resolutions	1	5	. .
Simple resolutions	43	95	. .
Special reports	13	85	. .
Conference reports	. .	49	. .
Measures pending on calendar	108	88	. .
Measures introduced, total	1,328	2,412	3,740
Bills	932	1,745	. .
Joint resolutions	156	241	. .
Concurrent resolutions	74	163	. .
Simple resolutions	166	263	. .
Quorum calls	26	14	. .
Yea-and-nay votes	379	308	. .
Recorded votes	. .	143	. .
Bills vetoed	6	10	16
Vetoes overridden	1	1	. .

* These figures on measures reported include all placed on calendar or acted on by Senate even if there was no accompanying report. In the Senate 274 reports were filed during the first session and 326 in the second session; while the House filed 499 in the first session and 636 in the second session.

DISPOSITION OF EXECUTIVE NOMINATIONS

These tables account for all nominations submitted to the Senate by the President for confirmation.

FIRST SESSION

January 6 through December 22, 1987

Civilian nominations, totaling 470, disposed of as follows:

Confirmed	331
Unconfirmed	112
Withdrawn	10
Rejected	1
Returned*	7
Returned**	9

Civilian nominations (lists), totaling 4,248, disposed of as follows:

Confirmed	4,238
Unconfirmed	10

Air Force nominations, totaling 18,667, disposed of as follows:

Confirmed	15,711
Unconfirmed	2,955
Returned	1

Army nominations, totaling 14,448, disposed of as follows:

Confirmed	12,086
Unconfirmed	2,361
Returned	1

Navy nominations, totaling 12,101, disposed of as follows:

Confirmed	12,055
Unconfirmed	46

Marine Corps nominations, totaling 1,995, disposed of as follows:

Confirmed	1,983
Unconfirmed	10
Returned*	2

Summary

Total nominations received	51,929
Total confirmed	46,404
Total unconfirmed	5,494
Total withdrawn	10
Total rejected	1
Total returned	20

SECOND SESSION

January 25 through October 22, 1988

Civilian nominations, totaling 516 (including 112 nominations carried over from the first session), disposed of as follows:

Confirmed	335
Unconfirmed	170
Withdrawn	11

Civilian nominations (lists), totaling 2,276 (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	2,022
Unconfirmed	254

Air Force nominations, totaling 15,304 (including 2,955 nominations carried over from the first session), disposed of as follows:

Confirmed	15,304

Army nominations, totaling 12,861 (including 2,361 nominations carried over from the first session), disposed of as follows:

Confirmed	12,858
Unconfirmed	2
Withdrawn	1

Navy nominations, totaling 10,205 (including 46 nominations carried over from the first session), disposed of as follows:

Confirmed	10,203
Unconfirmed	1
Withdrawn	1

Marine Corps nominations, totaling 1,596 (including 10 nominations carried over from the first session), disposed of as follows:

Confirmed	1,595
Unconfirmed	1

Summary

Total nominations carried over from the first session	5,494
Total nominations received this session	37,264
Total confirmed	42,317
Total unconfirmed	428
Total withdrawn	13

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*Nominations returned to the President without final action at the time of the August-September adjournment of the Senate, pursuant to provisions of Rule XXXI.

**Nominations returned to the President without final action at the time of the sine die adjournment of the Senate, pursuant to provisions of Rule XXXI.

BILLS ENACTED INTO PUBLIC LAW (100TH CONGRESS, 2D SESSION)

	Law No.
S. 11	100–687
S. 52	100–441
S. 59	100–550
S. 90	100–301
S. 136	100–579
S. 253	100–665
S. 328	100–496
S. 496	100–503
S. 555	100–497
S. 557	100–259
S. 623	100–372
S. 659	100–532
S. 744	100–551
S. 794	100–346
S. 795	100–675
S. 836	100–531
S. 850	100–633
S. 854	100–275
S. 858	100–298
S. 908	100–504
S. 945	100–505
S. 952	100–352
S. 999	100–323
S. 1048	100–594
S. 1165	100–486
S. 1236	100–666
S. 1360	100–442
S. 1378	100–307
S. 1382	100–615
S. 1397	100–281
S. 1447	100–258
S. 1476	100–595
S. 1518	100–494
S. 1539	100–342
S. 1544	100–470
S. 1626	100–506
S. 1630	100–659
S. 1652	100–339
S. 1704	100–552
S. 1727	100–553
S. 1827	100–596
S. 1851	100–606
S. 1856	100–365
S. 1863	100–597
S. 1883	100–667
S. 1889	100–443
S. 1901	100–353
S. 1911	100–523
S. 1914	100–554
S. 1934	100–480
S. 1945	100–477
S. 1960	100–354
S. 1979	100–406
S. 1985	100–555
S. 1986	100–556
S. 1988	100–329
S. 1989	100–330
S. 1991	100–616
S. 2018	100–524
S. 2022	100–253
S. 2030	100–688
S. 2042	100–660
S. 2049	100–689
S. 2057	100–515
S. 2100	100–676
S. 2102	100–677
S. 2117	100–283
S. 2148	100–557
S. 2151	100–277
S. 2156	100–356
S. 2165	100–668
S. 2167	100–357
S. 2186	100–678
S. 2188	100–366
S. 2200	100–402
S. 2201	100–617
S. 2203	100–373
S. 2204	100–669
S. 2209	100–685
S. 2215	100–679
S. 2248	100–374
S. 2273	100–318
S. 2304	100–340
S. 2344	100–598
S. 2361	100–618
S. 2385	100–386
S. 2393	100–509
S. 2436	100–558
S. 2470	100–680
S. 2479	100–525
S. 2496	100–637
S. 2527	100–379
S. 2545	100–559
S. 2560	100–435
S. 2561	100–407
S. 2641	100–428
S. 2723	100–580
S. 2749	100–526
S. 2752	100–638
S. 2789	100–467
S. 2800	100–507
S. 2835	100–599
S. 2840	100–696
S. 2843	100–670
S. 2846	100–471
S. 2885	100–619
S. 2889	100–607
S.J. Res. 39	100–247
S.J. Res. 40	100–389
S.J. Res. 95	100–314
S.J. Res. 122	100–254
S.J. Res. 125	100–263
S.J. Res. 126	100–260
S.J. Res. 143	100–248
S.J. Res. 147	100–344
S.J. Res. 169	100–468
S.J. Res. 172	100–246
S.J. Res. 185	100–272
S.J. Res. 190	100–312
S.J. Res. 192	100–655
S.J. Res. 196	100–243
S.J. Res. 201	100–244
S.J. Res. 206	100–282
S.J. Res. 212	100–316
S.J. Res. 216	100–265
S.J. Res. 218	100–266
S.J. Res. 222	100–308
S.J. Res. 223	100–286
S.J. Res. 225	100–267
S.J. Res. 227	100–302
S.J. Res. 229	100–268
S.J. Res. 234	100–291
S.J. Res. 235	100–305
S.J. Res. 240	100–317
S.J. Res. 242	100–309
S.J. Res. 244	100–270
S.J. Res. 245	100–287
S.J. Res. 246	100–299
S.J. Res. 247	100–303
S.J. Res. 248	100–390
S.J. Res. 249	100–343
S.J. Res. 250	100–315
S.J. Res. 251	100–256
S.J. Res. 252	100–261
S.J. Res. 253	100–269
S.J. Res. 254	100–320
S.J. Res. 255	100–273
S.J. Res. 260	100–288
S.J. Res. 261	100–620
S.J. Res. 262	100–257
S.J. Res. 263	100–391
S.J. Res. 265	100–262
S.J. Res. 266	100–335
S.J. Res. 272	100–621
S.J. Res. 273	100–392
S.J. Res. 280	100–600
S.J. Res. 290	100–445
S.J. Res. 294	100–396
S.J. Res. 295	100–432
S.J. Res. 301	100–634
S.J. Res. 302	100–601
S.J. Res. 303	100–671
S.J. Res. 304	100–363
S.J. Res. 306	100–622
S.J. Res. 314	100–661
S.J. Res. 315	100–662
S.J. Res. 317	100–482
S.J. Res. 318	100–375
S.J. Res. 319	100–623
S.J. Res. 322	100–450
S.J. Res. 324	100–602
S.J. Res. 325	100–672
S.J. Res. 327	100–681
S.J. Res. 328	100–434
S.J. Res. 329	100–455
S.J. Res. 332	100–682
S.J. Res. 333	100–469
S.J. Res. 335	100–603
S.J. Res. 336	100–451
S.J. Res. 338	100–377
S.J. Res. 340	100–663
S.J. Res. 342	100–635
S.J. Res. 352	100–683
S.J. Res. 364	100–484
S.J. Res. 350	100–397
S.J. Res. 356	100–380
S.J. Res. 365	100–684
S.J. Res. 374	100–429
S.J. Res. 378	100–624
S.J. Res. 381	100–604
S.J. Res. 386	100–664
S.J. Res. 395	100–652
S.J. Res. 513	100–289
H.R. 5	100–297
H.R. 442	100–383
H.R. 515	100–583
H.R. 517	100–464
H.R. 593	100–639
H.R. 775	100–560
H.R. 900	100–534
H.R. 990	100–535
H.R. 1044	100–348
H.R. 1100	100–336
H.R. 1149	100–640
H.R. 1158	100–430
H.R. 1207	100–293
H.R. 1212	100–347
H.R. 1223	100–472
H.R. 1270	100–437
H.R. 1414	100–408
H.R. 1430	100–324
H.R. 1467	100–478
H.R. 1473	100–608
H.R. 1596	100–487
H.R. 1612	100–252
H.R. 1720	100–485
H.R. 1807	100–656
H.R. 1811	100–321
H.R. 1841	100–424
H.R. 1860	100–409
H.R. 1900	100–294
H.R. 1939	100–433
H.R. 1975	100–691
H.R. 1983	100–249
H.R. 2046	100–465
H.R. 2203	100–355
H.R. 2210	100–333
H.R. 2213	100–394
H.R. 2266	100–561
H.R. 2342	100–448
H.R. 2370	100–419
H.R. 2399	100–521
H.R. 2470	100–360
H.R. 2472	100–584
H.R. 2566	100–250
H.R. 2615	100–381
H.R. 2616	100–322
H.R. 2628	100–562
H.R. 2629	100–395
H.R. 2631	100–274
H.R. 2642	100–585
H.R. 2652	100–349
H.R. 2677	100–581
H.R. 2701	100–439
H.R. 2707	100–707
H.R. 2756	100–609
H.R. 2772	100–516
H.R. 2806	100–586
H.R. 2835	100–498
H.R. 2839	100–708
H.R. 2858	100–473
H.R. 2878	100–326
H.R. 2884	100–474
H.R. 2952	100–475
H.R. 2969	100–334
H.R. 2985	100–510
H.R. 3011	100–709
H.R. 3025	100–319
H.R. 3029	100–511
H.R. 3048	100–697
H.R. 3105	100–710
H.R. 3146	100–625
H.R. 3235	100–517
H.R. 3251	100–378
H.R. 3313	100–698
H.R. 3327	100–641
H.R. 3408	100–563
H.R. 3431	100–410
H.R. 3459	100–290
H.R. 3471	100–527
H.R. 3515	100–582
H.R. 3559	100–564
H.R. 3614	100–605
H.R. 3617	100–411
H.R. 3679	100–420
H.R. 3680	100–699
H.R. 3685	100–565
H.R. 3689	100–264
H.R. 3757	100–566
H.R. 3811	100–384
H.R. 3869	100–337
H.R. 3880	100–412
H.R. 3884	100–251
H.R. 3893	100–368
H.R. 3911	100–700
H.R. 3923	100–255
H.R. 3927	100–358
H.R. 3932	100–398
H.R. 3957	100–692
H.R. 3960	100–421
H.R. 3967	100–271
H.R. 3971	100–300
H.R. 3977	100–483
H.R. 3980	100–399
H.R. 3981	100–284
H.R. 3987	100–327
H.R. 4028	100–488
H.R. 4030	100–653
H.R. 4039	100–693
H.R. 4064	100–587
H.R. 4068	100–588
H.R. 4083	100–325
H.R. 4102	100–512
H.R. 4118	100–626
H.R. 4124	100–589
H.R. 4143	100–425
H.R. 4162	100–362
H.R. 4174	100–590
H.R. 4182	100–567
H.R. 4188	100–489
H.R. 4189	100–711
H.R. 4209	100–536
H.R. 4210	100–627
H.R. 4211	100–636
H.R. 4212	100–701
H.R. 4229	100–370
H.R. 4236	100–642
H.R. 4262	100–568
H.R. 4263	100–278
H.R. 4267	100–490
H.R. 4276	100–491
H.R. 4288	100–367
H.R. 4318	100–426
H.R. 4333	100–647
H.R. 4345	100–518
H.R. 4352	100–628
H.R. 4354	100–499
H.R. 4362	100–648
H.R. 4365	100–500
H.R. 4375	100–537
H.R. 4387	100–453
H.R. 4399	100–657
H.R. 4410	100–538
H.R. 4416	100–569
H.R. 4417	100–519
H.R. 4418	100–570
H.R. 4419	100–476
H.R. 4433	100–492
H.R. 4445	100–649
H.R. 4448	100–345
H.R. 4457	100–479
H.R. 4458	100–413
H.R. 4480	100–539
H.R. 4481	100–456
H.R. 4517	100–610
H.R. 4529	100–513
H.R. 4554	100–528
H.R. 4556	100–331
H.R. 4557	100–540
H.R. 4567	100–371
H.R. 4574	100–611
H.R. 4586	100–447
H.R. 4587	100–458
H.R. 4612	100–694
H.R. 4621	100–350
H.R. 4637	100–461
H.R. 4638	100–351
H.R. 4639	100–369
H.R. 4676	100–403
H.R. 4686	100–591
H.R. 4694	100–414
H.R. 4724	100–520
H.R. 4726	100–388
H.R. 4731	100–364
H.R. 4754	100–415
H.R. 4775	100–440
H.R. 4776	100–462
H.R. 4777	100–541
H.R. 4781	100–463
H.R. 4782	100–459
H.R. 4783	100–436
H.R. 4784	100–460
H.R. 4794	100–457
H.R. 4799	100–338
H.R. 4800	100–404
H.R. 4807	100–702
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BILLS ENACTED INTO PUBLIC LAW (100TH CONGRESS, 2D SESSION)—Continued

	Law No.		Law No.		Law No.		Law No.		Law No.
H.R. 5287	100–705	H.R. 5315	100–674	H.R. 5334	100–630	H.R. 5423	100–522	H.R. 5471	100–578
H.R. 5280	100–673	H.R. 5318	100–575	H.R. 5389	100–576	H.R. 5442	100–577	H.R. 5552	100–613
H.R. 5291	100–501	H.R. 5325	100–546	H.R. 5395	100–547				

BILLS VETOED

S. 557, Civil Rights Extension Act of 1988. Vetoed March 16, 1988. Veto Overridden and became Public Law 100–259, March 22, 1988.

H.R. 3, Trade and International Economic Policy Reform Act of 1988. Vetoed May 24, 1988.

H.R. 4264, Defense Authorizations Act for Fiscal Year 1989. Vetoed August 2, 1988.

H.R. 1154, Textile and Apparel Trade Act of 1988. Vetoed September 28, 1988.

S. 1259, Buffalo National River Park Right of Access in Arkansas. Vetoed October 11, 1988.

H.R. 2596, Admiralty Island National Monument Land Management Act of 1988. Vetoed October 25, 1988.

S. 508, Whistleblower Protection Act of 1988. Vetoed October 26, 1988.

S. 437, To amend the Small Business Investment Act of 1958, to permit prepayment of loans made to State and local development companies. Vetoed October 31, 1988.

H.R. 3621, Southern California Indian Land Transfer Act. Vetoed November 2, 1988.

S. 2751, Montana Natural Resources Protection and Utilization Act of 1988. Vetoed November 2, 1988.

H.R. 3966, Children's Television Act of 1988. Vetoed November 5, 1988.

H.R. 4833, Nursing Shortage Reduction and Education Extension Act of 1988. Vetoed November 5, 1988.

H.R. 4432, To require certain detailed tabulations relating to Asian Americans and Pacific Islanders in the decennial censuses of population. Vetoed November 8, 1988.

S. 1081, National Nutrition Monitoring and Related Research Act of 1988. Vetoed November 8, 1988.

H.R. 5043, Post-Employment Restrictions Act of 1988. Vetoed November 23, 1988.

H.R. 5560, To amend the Public Health Service Act, and the Health Omnibus Programs Extension of 1988, to make technical corrections relating to the Health Omnibus Programs Extension of 1988. Vetoed November 23, 1988.

HISTORY OF BILLS ENACTED INTO PUBLIC LAW

(100th Cong., 2d Sess.)

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
Designating Feb. 4, 1988, as "National Women in Sports Day".	S.J. 196	Oct. 8 1987	POCS						595	33979	Feb. 2 1987	Dec. 3 1987	Feb. 9	243
Designating Jan. 28, 1988, as "National Challenger Center Day" to honor the crew of the space shuttle Challenger.	S.J. 201	Oct. 13 1987	POCS	Jud		Oct. 29 1987			190	30322	Jan. 27 1987	Oct. 30 1987	Feb. 9	244
Designating the week of Feb. 7–13, 1988, as "National Child Passenger Safety Awareness Week".	H. J. Res. 402 (S.J. Res. 214)	Nov. 17 1987							915	1178	Feb. 3 1987	Feb. 4 1987	Feb. 10	245
Designating the period of Feb. 21–27, 1988, as "National Visiting Nurse Association Week".	S.J. Res. 172	Jan. 6 1987	POCS	Jud		Nov. 3 1987			592	30803	Feb. 2 1987	Nov. 4 1987	Feb. 11	246
Providing for the designation of the 69th anniversary of the renewal of Lithuanian Independence, Feb. 16, 1988, as "Lithuanian Independence Day".	S.J. Res. 39 (H.J. Res. 129)	Jan. 29 1987	POCS			June 4 1987			594	14831	Feb. 2 1987	June 5 1987	Feb. 11	247
Designating April 1988, as "Fair Housing Month".	S.J. Res. 143 (H.J. Res. 201)	May 29 1987	POCS	Jud		June 4 1987			593	14834	Feb. 2 1987	June 5 1987	Feb. 11	248
To authorize the Secretary of the Interior to preserve certain wetlands and historic and prehistoric sites in the St. Johns River Valley, FL.	H.R. 1983	Apr. 8 1987	IIA	ENR	July 20 1987	Dec. 9 1987	224	247	20309	35267	July 21 1987	Dec. 12 1987	Feb. 16	249
To amend the National Parks and Recreation Act of 1978, as amended, to extend the term of the Delta Region Preservation Commission.	H.R. 2566	June 2 1987	IIA	ENR	Sept. 17 1987	Dec. 9 1987	304	251	25496	36568	Sept. 29	Dec. 19 1987	Feb. 16	250
To rescind certain budget authority recommended in Public Law 100–202.	H.R. 3884	Feb. 1							588	638	Feb. 2	Feb. 2	Feb. 16	251
Authorizing appropriations under the Earthquake Hazards Reduction Act of 1977 for fiscal years 1988 and 1989.	H.R. 1612	Mar. 16 1987	SST IIA	CST	May 12 1987	Dec. 10 1987	89	239	14881	37729	June 8 1987	Dec. 22 1987	Feb. 29	252
To authorize reduction under certain circumstances in the downpayments required for loans made by the Veterans' Administration to finance the sales of properties acquired by the Veterans' Administration as the result of foreclosures and to clarify the calculation of available guaranty entitlements and make other technical and conforming amendments.	S. 2022	Feb. 1							1579	515	Feb. 17	Feb. 1	Feb. 29	253
Designating the week beginning Oct. 16, 1988, as "Gaucher's Awareness Week".	S.J. Res. 122	May 4 1987	POCS	Jud		June 23 1987			33675	17446	Dec. 2 1987	June 25 1987	Feb. 29	254
To make a technical correction to section 8103 of title 46, United States Code.	H.R. 3923	Feb. 8							1410	1854	Feb. 16	Feb. 19	Mar. 4	255
Designating Mar. 4, 1988, as "Department of Commerce Day".	S.J. Res. 251	Feb. 4	POCS	Jud		Feb. 24			2965	2601	Mar. 2	Feb. 26	Mar. 8	256
Designating the month of Mar. 1988, as "Women's History Month".	S.J. Res. 262	Feb. 22	POCS	Jud		Feb. 24			2964	2608	Mar. 2	Feb. 26	Mar. 8	257
To designate Morgan and Lawrence Counties, in Alabama, as a single metropolitan statistical area.	S. 1447	June 26 1987	POCS		Feb. 19		503		2917	18170	Mar. 2	June 30 1987	Mar. 14	258
To restore the broad scope of coverage and to clarify the application of title IX of the Education Amendments of 1972, section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, and title VI of the Civil Rights Act of 1964.	S. 557	Feb. 19		LHR		June 15 1987		64	2929	330	Mar. 2	Jan. 28	Mar. 22	259

Title	Bill No.		Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
				House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
Designating Mar. 16, 1988, as "Freedom of Information Day".	S.J. Res.	126	May 8 1987	POCS	Jud		Oct. 29 1987			3859	30320	Mar. 15	Oct. 30 1987	Mar. 23	260
Designating June 5–11, 1988, as "National NHS-National Neighbor Works Week".	S.J. Res	252	Feb. 4	POCS	Jud		Feb. 24			3649	2602	Mar. 10	Feb. 26	Mar. 23	261
To designate Mar. 20, 1988, as "National Agriculture Day".	S.J. Res.	265	Feb. 23	POCS						4210	2609	Mar. 17	Feb. 26	Mar. 23	262
Designating the period of May 9–15, 1988, as "National Stuttering Awareness Week".	S.J. Res.	125	May 6 1987	POCS	Jud		Oct. 29 1987			3647	30320	Mar. 10	Oct. 30	Mar. 24	263
To designate the U.S. Post Office building located at 300 Sycamore Street, in Waterloo, IA, as the "H.R. Gross Post Office Building".	H.R.	3689	Dec. 2 1987							1960	3117	Feb. 23	Mar. 3	Mar. 25	264
Approving the location of the Black Revolutionary War Patriots Memorial.	S.J. Res.	216	Nov. 10 1987	IIA	ENR	Mar. 14	Feb. 22	215	288	3838	2598	Mar. 15	Feb. 26	Mar. 25	265
To designate Mar. 25, 1988, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy".	S.J. Res.	218	Nov. 12 1987	POCS	Jud		Feb. 16			3648	1573	Mar. 10	Feb. 17	Mar. 25	266
Approving the location of the Korean War Memorial.	S.J. Res.	225	Dec. 2 1987	IIA			Feb. 22		289	4087	2599	Mar. 16	Feb. 26	Mar. 28	267
Designating the day of Apr. 1, 1988, as "Run to Daylight Day".	S.J. Res.	229	Dec. 8 1987	POCS			Feb. 23			4213	2599	Mar. 17	Feb. 26	Mar. 28	268
Designating Apr. 9, 1988, as "National Former Prisoners of War Recognition Day".	S.J. Res.	253	Feb. 4	POCS			Feb. 23			4211	2608	Mar. 17	Feb. 26	Mar. 28	269
Designating the month of Apr. 1988, as "National Know Your Cholesterol Month".	S.J. Res.	244	Jan. 28	POCS			Feb. 23			4210	2600	Mar. 17	Feb. 26	Mar. 29	270
To amend the Department of Defense Authorization Act to extend medical benefits for certain former spouses.	H.R.	3967	Feb. 18	AS						3571	4317	Mar. 9	Mar. 17	Mar. 29	271
Designating the period of May 2–8, 1988, as "National Drinking Water Week".	S.J. Res.	185	Aug. 7 1987	POCS	Jud		Oct. 29 1987			4737	30322	Mar. 22	Oct. 30 1987	Mar. 30	272
To authorize and request the President to issue a proclamation designating Apr. 24–30, 1988, as "National Organ and Tissue Donor Awareness Week".	S.J. Res.	255	Feb. 17	POCS	Jud		Feb. 23			4737	2602	Mar. 22	Feb. 26	Mar. 30	273
To authorize appropriations for fiscal year 1988 for the Bureau of the Mint.	H.R.	2631	June 9 1987		BHUA		Dec. 16 1987		260	26612	1575	Oct. 6 1987	Feb. 17	Mar. 31	274
To Direct the Secretary of the Interior to exchange specified public lands in Clark, Lincoln, and Mineral Counties, NV, for specific private lands in Dade County, FL, and to direct the Secretary to sell the Florida lands to the South Florida Water Management District.	S. (H.R. 1845)	854	Mar. 27	IIA	ENR	Mar. 14	Feb. 29	513		3847	3375	Mar. 15	Mar. 4	Mar. 31	275
To provide assistance and support for peace, democracy, and reconciliation in Central America.	H.J. Res.	523	Mar. 30	POCS						5911	6020	Mar. 30	Mar. 31	Apr. 1	276
To amend section 416 of the Agricultural Act of 1949, relating to wheat, rice, and feed grains.	S.	2151	Mar. 4							4088	3384	Mar. 16	Mar. 4	Apr. 4	277
To designate the Interstate Route I–195 in the State of New Jersey as the "James J. Howard Interstate Highway".	H.R.	4263	Mar. 28							5330	5396	Mar. 28	Mar. 28	Apr. 6	278
To designate Mar. 29, 1988, as "Education Day U.S.A.".	H.J. Res.	470	Feb. 24	POCS	Jud					4212	5299	Mar. 17	Mar. 25	Apr. 6	279

To continue the withdrawal of certain public lands in Nevada.	H.J. Res.	519	Mar. 28	POCS						5610	6214	Mar. 29	Mar. 31	Apr. 6	280
To recognize the organization known as the Non-Commissioned Officers Association of the United States of America.	S.	1397	June 19 1987	Jud	Jud	Mar. 18	Aug. 6 1987	522		4377	28740	Mar. 21	Oct. 21 1987	Apr. 6	281
To designate Apr. 8, 1988, as "Dennis Chavez Day".	S.J. Res.	206	Oct. 20 1987	POCS	Jud		Feb. 16			5884	1573	Mar. 30	Feb. 17	Apr. 6	282
To extend the statute of limitations applicable to certain claims under the Age Discrimination in Employment Act of 1967 that were filed with the Equal Employment Opportunity Commission before the date of enactment of this Act.	S.	2117	Mar. 2							5605	4315	Mar. 29	Mar. 17	Apr. 7	283
To make sec. 7351 of title 5, United States Code, inapplicable to leave transfers under certain experimental programs covering Federal employees, except as the Office of Personnel Management may otherwise prescribe.	H.R.	3981	Feb. 22	POCS						3836	4879	Mar. 15	Mar. 23	Apr. 7	284
Granting the consent of the Congress to amendments made by Maryland, Virginia, and the District of Columbia to the Washington Metropolitan Area Transit Regulation Compact.	H.J. Res.	480	Mar. 2	Jud		Mar. 18		521		4390	4875	Mar. 21	Mar. 23	Apr. 7	285
To designate the period Apr. 10–16, 1988, as "National Productivity Improvement Week".	S.J. Res.	223	Nov. 30 1987	POCS	Jud		Feb. 16			5884	1574	Mar. 30	Feb. 17	Apr. 7	286
To designate Apr. 21, 1988, as "John Muir Day".	S.J. Res.	245	Jan. 28	POCS	Jud		Feb. 16			5882	1575	Mar. 30	Feb. 17	Apr. 7	287
Designating the week beginning Apr. 10, 1988, as "National Child Care Awareness Week".	S.J. Res.	260	Feb. 18	POCS	Jud		Feb. 24			5881	2607	Mar. 30	Feb. 26	Apr. 7	288
To designate Apr. 6, 1988, as "National Student-Athlete Day".	H.J. Res.	513	Mar. 23	POCS	Jud					5883	5870	Mar. 30	Mar. 30	Apr. 12	289
To amend the Federal Food, Drug, and Cosmetic Act to revise the provisions respecting orphan drugs.	H.R.	3459	Oct. 9 1987	EC		Dec. 10 1987		473		4733	6210	Mar. 22	Mar. 31	Apr. 18	290
Designating the week of Apr. 17, 1988, as "Crime Victims Week".	S.J. Res.	234	Dec. 16 1987	POCS	Jud		Feb. 24			6373	2600	Apr. 12	Feb. 26	Apr. 18	291
To designate the week of Apr. 17–24, 1988, as "Jewish Heritage Week".	H.J. Res.	527	Mar. 30	POCS	Jud					6375	6922	Apr. 12	Apr. 14	Apr. 20	292
To amend the Federal Food, Drug, and Cosmetic Act, to ban the reimportation of drugs produced in the United States, to place restrictions on the distribution of drug samples and to ban certain resales of drugs by hospitals and other health care entities.	H.R.	1207	Feb. 24 1987	EC	Fin	Apr. 30 1987	Mar. 18	76	303	10960	6208	May 4 1987	Mar. 31	Apr. 22	293
To amend the Child Abuse Prevention and Treatment Act, the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978, and the Family Violence Prevention and Services Act to extend through fiscal year 1991 the authorities established in such Acts.	H.R.	1900 (S. 1663)	Apr. 1 1987	EdL	LHR	June 8 1987	Oct. 21 1987	135	210	14892	30586	June 8 1987	Nov. 3 1987	Apr. 25	294
To recognize specified identical plaques as symbols of the Year of New Sweden and direct the Secretary of the Interior to accept one of the plaques as a gift and place it at Fort Christiana in the State of Delaware.	H.J. Res.	347	Aug. 4 1987	POCS	ENR					6374	6922	Apr. 12	Apr. 14	Apr. 25	295
Designating the month of May 1988, as "National Trauma Awareness Month".	H.J. Res.	373	Oct. 13 1987	POCS						6373	6922	Apr. 12	Apr. 14	Apr. 26	296
To improve elementary and secondary education.	H.R.	5 (S. 373)	Jan. 6 1987	Ed L	LHR	May 15 1987	Nov. 19 1987	95	222	13329	33337	May 21 1987	Dec. 1 1987	Apr. 28	297
To establish the title of States in certain abandoned shipwrecks.	S.	858	Mar. 26 1987	IIA MMF	ENR	Mar. 14 Mar. 28	Dec. 9 1987	514	241	6612	36577	Apr. 13	Dec. 19 1987	Apr. 28	298
To designate the month of April 1988 as "National Child Abuse Prevention Month".	S.J. Res.	246	Jan. 28	POCS	Jud		Feb. 16			8062	1575	Apr. 20	Feb. 17	Apr. 28	299

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			House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
To establish procedures to implement the 1980 Hague Convention on the Civil Aspect of International Child Abduction.	H.R. 3971	Feb. 18	Jud	....	Mar. 23	....	525	....	5332	6482	Mar. 28	Apr. 12	Apr. 29	300
To establish the Big Cypress National Preserve Addition in the State of Florida.	S. 90 (H.R. 184)	Jan. 6 1987	IIA	ENR	Mar. 27	Apr. 21 1987	30	45	2748	35268	Mar. 1	Dec. 12 1987	Apr. 29	301
To express gratitude for law enforcement personnel.	S.J. Res. 227	Dec. 4 1987	POCS	Jud	....	Feb. 24	....	....	8062	2599	Apr. 20	Feb. 26	Apr. 29	302
To authorize the President to proclaim the last Friday of April 1988 as "National Arbor Day".	S.J. Res. 247	Feb. 1	POCS	Jud	....	Feb. 24	....	....	8062	2600	Apr. 20	Feb. 26	Apr. 29	303
Making emergency mandatory veterans supplemental appropriations for the fiscal year ending Sept. 30, 1988.	H.J. Res. 552	Apr. 26	App	....	....	....	....	....	9138	9339	Apr. 27	Apr. 28	Apr. 29	304
Deploring the Soviet Government's active persecution of religious believers in the Ukraine.	S.J. Res. 235	Dec. 17 1987	....	FR	....	Mar. 3	....	....	7341	3382	Apr. 19	Mar. 4	May 2	305
Designating May 1988 as "National Digestive Disease Awareness Month".	H.J. Res. 421	Dec. 10 1987	POCS	....	....	....	....	....	8060	8547	Apr. 20	Apr. 22	May 3	306
To provide for setting aside the first Thursday in May as the date on which the National Day of Prayer is celebrated.	S. 1378	June 17 1987	POCS	Jud	....	Apr. 20	....	....	9623	8547	May 2	Apr. 22	May 5	307
To designate the period of May 1–7, 1988, as "National Older Americans Abuse Prevention Week".	S.J. Res. 222	Nov. 19 1987	POCS	Jud	....	Feb. 16	....	....	9192	1574	Apr. 28	Feb. 17	May 5	308
Designating the period of May 2–8, 1988, as "Public Service Recognition Week".	S.J. Res. 242	Jan. 27 1987	POCS	Jud	....	Feb. 16	....	....	9190	1574	Apr. 28	Feb. 17	May 5	309
Designating May 1988 as "Older Americans Month".	H.J. Res. 508	Mar. 17	POCS	....	....	....	....	....	8064	8547	Apr. 20	Apr. 22	May 6	310
Commending the State of Israel and its people on the occasion of the fortieth anniversary of the reestablishment of the independent State of Israel.	H.J. Res. 541	Apr. 18	FA	....	....	....	....	....	8278	8548	Apr. 21	Apr. 22	May 6	311
Authorizing and requesting the President to issue a proclamation designating June 6–12, 1988, as "National Fishing Week".	S.J. Res. 190	Sept. 22 1987	POCS	Jud	....	Feb. 16	....	....	8061	1575	Apr. 20	Feb. 17	May 6	312
Designating May 8–14, 1988, as "Just Say No Week".	H.J. Res. 545	Apr. 19	POCS	....	....	....	....	....	9193	9477	Apr. 28	Apr. 28	May 10	313
Designating the month of May 1988 as "National Foster Care Month".	S.J. Res. 59	Feb. 19 1987	POCS	Jud	....	Feb. 24	....	....	9192	2608	Apr. 28	Feb. 26	May 10	314
Designating the week of May 8–14, 1988, as "National Osteoporosis Prevention Week of 1988".	S.J. Res. 250	Feb. 3	POCS	Jud	....	Feb. 24	....	....	9191	2601	Apr. 28	Feb. 26	May 10	315
Designating the period of May 8–14, 1988, as "National Tuberous Sclerosis Awareness Week".	S.J. Res. 212	Nov. 5 1987	POCS	Jud	....	Feb. 24	....	....	9969	2599	May 5	Feb. 26	May 12	316
Designating the period of May 16–22, 1988, as "National Safe Kids Week".	S.J. Res. 240	Jan. 25	POCS	Jud	....	Feb. 24	....	....	9969	2600	May 5	Feb. 26	May 13	317
To provide for the transfer of certain funds to the Secretary of the Interior for the benefit of certain members of the Crow Tribe.	S. 2273	Apr. 12	IA	....	....	Apr. 14	....	315	9235	7175	Apr. 28	Apr. 18	May 13	318
Granting the consent of Congress to the Appalachian States Low-level Radioactive Waste Compact.	H.R. 3025	July 28 1987	EC IIA	Jud	Oct. 7 1987 Sept. 30 1987	Feb. 16	322	285	27696	9468	Oct. 13 1987	Apr. 28	May 19	319

Designating the period of May 15-21, 1988, as "National Rural Health Awareness Week".	S.J. Res.	254	Feb. 16	POCS	Jud	....	Feb. 24	....	....	10529	2602	May 11	Feb. 26	May 20	320
Atomic Veterans Compensation Act of 1987	H.R.	1811	Mar. 25 1987	VA	VA	July 23 1987	....	235	....	21305	8580	July 28 1987	Apr. 25	May 20	321
Veterans' Benefits and Services Act of 1988......	H.R.	2616 (S. 9)	June 4 1987	VA	VA	June 25 1987	Nov. 6 1987	191	215	18236	34153	June 30 1987	Dec. 4 1987	May 20	322
To improve veterans employment, counseling, and job-training services and program.	S.	999 (H.R. 1504)	Apr. 9 1987	VA	VA	June 26 1987	July 28 1987	192	128	9109	36572	Apr. 27	Dec. 19 1987	May 20	323
To authorize decorations, medals, and other recognition for service in the U.S. merchant marine.	H.R.	1430	Mar. 5 1987	MMF	CST	Mar. 4	May 4	510	329	3521	11069	Mar. 8	May 13	May 30	324
To authorize the establishment of the Federal Bureau of Investigation and Drug Enforcement Administration Senior Executive Service.	H.R.	4083	Mar. 3	POCS	....	May 5	....	608	....	10009	11081	May 9	May 13	May 30	325
To designate certain National Forest System lands in the States of Virginia and West Virginia as wilderness areas.	H.R.	2878	July 1 1987	Agr IIA	ANF	Oct. 13 1987	....	367	....	27663	11679	Oct. 13 1987	May 19	June 7	326
To designate the United States Post Office Building located at 500 West Chestnut Expressway in Springfield, Missouri, as the "Gene Taylor Post Office Building".	H.R.	3987	Feb. 23	POCS	....	Apr. 29	....	593	....	10012	11520	May 9	May 18	June 7	327
Designating May 1988 as "Take Pride in America Month".	H.J. Res.	530	Mar. 31	POCS	Jud	....	....	....	....	9624	11523	May 2	May 18	June 7	328
To amend the Merchant Marine Act, 1920........	S.	1988	Dec. 21 1987	....	....	....	....	....	....	12153	11518	May 24	May 18	June 7	329
To implement the Treaty on Fisheries Between the Governments of Certain Pacific Island States and the Government of the United States of America.	S.	1989	Dec. 21 1987	MMF	CST	....	May 4	....	327	12120	11064	May 24	May 18	June 7	330
To amend the provisions of the Agricultural Act of 1949, relating to certain cross compliance requirements under the extra long staple cotton program.	H.R.	4556	May 10	Agr	....	May 23	....	643	....	11923	12458	May 23	May 24	June 14	331
Designating June 1988 as "National Recycling Month".	H.J. Res.	469	Feb. 24	POCS	Jud	....	....	....	....	12172	13057	May 24	May 27	June 14	332
To prohibit the use of certain organization-based antifoulant paints and the use of organotin compounds, purchased at retail, used to make such paints.	H.R.	2210	Apr. 29 1987	MMF	EPW	Oct. 27 1987	....	400	....	31354	35275	Nov. 9 1987	Dec. 12 1987	June 16	333
To improve the treatment of claims for certain retiree benefits of former employees.	H.R.	2969	July 20 1987	....	....	....	....	....	....	27667	30334	Oct. 13 1987	Oct. 30 1987	June 16	334
To designate the week beginning June 12, 1988, as "National Scleroderma Awareness Week".	S.J. Res	266	Feb. 29	POCS	....	....	....	....	....	13359	11680	June 3	May 19	June 16	335
To authorize an affiliated status with the National Park Service for the Wildlife Prairie Park, in the State of Illinois.	H.R.	1100	Feb. 11 1987	IIA	ENR	June 25 1987	May 27	186	374	17985	13485	June 29 1987	June 6	June 17	336
To authorize an exchange of properties between the United States and Tuskegee University.	H.R.	3869	Jan. 27	IIA	ENR	Apr. 18	May 27	573	376	7308	13484	Apr. 19	June 6	June 17	337
To extend the withdrawal of certain public lands in Lincoln County, NV.	H.R.	4799	June 14	....	....	....	....	....	....	14353	14615	June 14	June 15	June 17	338
To authorize the establishment by the Secretary of Agriculture of a plant stress and water conservation research laboratory and program at Lubbock, TX.	S.	1652 (H.R. 2663)	Aug. 11 1987	Agr	ANF	July 27 1987	May 12	269	....	13100	13052	June 1	May 27	June 17	339
To extend the life of the Commission on the Ukraine Famine.	S.	2304	Apr. 21	FA	....	....	....	....	....	12156	8396	May 24	Apr. 21	June 17	340
To designate the third week in June 1988 as "National Dairy Goat Awareness Week".	H.J. Res.	423	Dec. 11 1987	POCS	Jud	....	....	....	....	13360	14306	June 3	June 13	June 22	341
To amend the Federal Railroad Safety Act	S.	1539 (H.R. 3743)	July 23 1987	EC	CST	....	Sept. 1 1987	....	153	980	31110	Feb. 3	Nov. 5 1987	June 22	342
Designating June 14, 1988, as "Baltic Freedom Day".	S.J. Res.	249	Feb. 2	POCS FA	Jud	....	Feb. 24	....	....	14355	2600	June 14	Feb. 26	June 22	343

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
Designating the week beginning on the third Sunday of September in 1987 and 1988 as "National Adult Day Care Center Week".	S.J. Res. 147	May 29 1987		Jud		Feb. 24			14358	2608	June 14	Feb. 26	June 23	344
To designate the Cleveland, Ohio General Mail Facility and Main Office, in Cleveland, Ohio, as the "John O. Holly Building of the United States Postal Service".	H.R. 4448	Apr. 21							10014	12458	May 9	May 25	June 24	345
To impose criminal penalties and provide a civil action for damage to religious property and for injury to persons in the free exercise of religious beliefs.	S. 794 (H.R. 3258)	Mar. 19 1987	Jud	Jud	Oct. 2 1987	Apr. 27	337	324	14349	11517	June 14	May 18	June 24	346
To prevent the denial of employment opportunities by prohibiting the use of lie detectors by employers involved in or affecting interstate commerce.	H.R. 1212 (S. 1904)	Feb. 24 1987	EdL	LHR	July 9 1987	Feb. 11	208	284	30813	3060	Nov. 4 1987	Mar. 3	June 27	347
To establish the National Maritime Museum at San Francisco, in the State of California.	H.R. 1044	Feb. 5 1987	IIA	ENR	Apr. 30 1987	May 27	73	373	10950	13483	May 4 1987	June 6	June 27	348
To revise the boundaries of Salem Maritime National Historic Site, in the Commonwealth of Massachusetts.	H.R. 2652	June 10 1987	IIA	ENR	Oct. 5 1987	May 24	344	357	26362	14140	Oct. 5 1987	June 10	June 27	349
To provide congressional approval of the Governing International Fishery Agreement between the United States and the Government of the German Democratic Republic.	H.R. 4621	May 17	MMF		June 3		672		13499	14482	June 7	June 14	June 27	350
To amend the effective date provision of the Augustus F. Hawkins-Robert T. Stafford Elementary and Secondary School Improvement Amendments of 1988.	H.R. 4638	May 19	EdL		June 3		668		13492	14480	June 7	June 14	June 27	351
To improve the administration of justice by providing greater discretion to the Supreme Court in selecting the cases that it will review.	S. 952	Apr. 8	Jud	Jud	May 26	Mar. 16	660	300	13510	4464	June 7	Mar. 18	June 27	352
To designate the Federal Building located at 600 Las Vegas Boulevard in Las Vegas, NV, as the "Alan Bible Federal Building".	S. 1901 (H.R. 3691)	Nov. 30 1987	PWT	EPW	May 19	Dec. 17 1987	632		15246	36247	June 20	Dec. 18 1987	June 27	353
To designate the Federal Building located at 215 17th Street in Omaha, NE, as the "Edward Zorinsky Federal Building".	S. 1960 (H.R. 3838)	Dec. 17 1987	PWT	EPW	May 19	Mar. 31	635		15247	6213	June 20	Mar. 31	June 27	354
To increase the amount authorized to be appropriated with respect to the Sewall-Belmont House National Historic Site.	H.R. 2203	Apr. 29 1987	IIA		May 10		611		11917	13478	May 23	June 6	June 28	355
To amend the National School Lunch Act, to require eligibility for free lunches to be based on the nonfarm income poverty guidelines prescribed by the Office of Management and Budget.	S. 2156	Mar. 4		ANF		Apr. 25			14205	13050	June 13	May 27	June 28	356
To provide for Federal energy conservation standards for fluorescent lamp ballasts.	S. 2167	Mar. 15	EC	ENR		May 13		345	14195	11676	June 13	May 19	June 28	357
To establish a separate program to provide housing assistance for Indians and Alaska Natives.	H.R. 3927 (S. 1987)	Feb. 9	BFUA	IA BHUA	May 5	May 13	604	344	10295	14146	May 10	June 10	June 29	358
Designating June 26 through July 2, 1988, as "National Safety Belt Use Week".	H.J. Res. 485	Mar. 3	POCS	Jud					15456	15835	June 21	June 23	June 30	359

To provide protection against catastrophic medical expenses under the Medicare Program.	H.R. (S. 1127)	2470	May 19 1987	EC WM	Fin	July 1 1987 May 22 1987	July 27 1987	105	....	20669	29314	July 22 1987	Oct. 27 1987	July 1	360
Designating July 2 and 3, 1988 as "United States-Canada Days of Peace and Friendship".	H.J. Res.	587	June 8	POCS	Jud	....	....	....	....	14358	15834	June 14	June 23	July 1	361
To make the International Organizations Immunities Act applicable to the Organization of Eastern Caribbean States.	H.R.	4162	Mar. 16	FA	FR	....	....	....	....	11332	15833	May 17	June 23	July 6	362
Designating July 2, 1988, as "National Literacy Day".	S.J. Res.	304	Apr. 26	POCS	Jud	....	....	....	....	16563	16067	June 30	June 27	July 7	363
To extend the authority for the Work Incentive Demonstration Program.	H.R.	4731	June 2	EdL	....	....	....	....	....	14199	16097	June 13	June 28	July 11	364
To provide an authorization for the National Historical Publications and Records Commission programs.	S.	1856	Nov. 5 1987	....	GA	....	May 9	....	330	16564	14294	June 30	June 13	July 13	365
To amend section 307 of the Federal Employees' Retirement System Act of 1986.	S.	2188	Mar. 17	POCS	GA	....	May 26	....	....	15258	13480	June 20	June 6	July 13	366
To designate the Federal Office Building located at the corner of Locust Street and West Cumberland Avenue in Knoxville, TN, as the "John J. Duncan Federal Office Building".	H.R.	4288	Mar. 29	PWT	EPW	June 22	....	722	....	15656	16396	June 22	June 29	July 15	367
To amend the provisions of the Toxic Substances Control Act, relating to asbestos in the Nation's schools by providing adequate time for local educational agencies to submit asbestos management plans to State Governors and to begin implementation of those plans.	H.R.	3893	Feb. 2	EC	....	June 27	....	734	....	15981	16397	June 27	June 29	July 18	368
To prevent abuses in the Supplemental Loans for Students Program under part B of title IV of the Higher Education Act of 1965.	H.R.	4639	May 19	EdL	....	June 3	....	669	....	13800	14615	June 8	June 15	July 18	369
To amend title 10, United States Code, to codify in that title certain defense-related permanent free-standing provisions of law.	H.R.	4229	Mar. 23	AS	AS	June 14	June 28	696	....	15270	16736	June 20	July 6	July 19	370
Making appropriations for energy and water development for the fiscal year ending Sept. 30, 1989.	H.R.	4567	May 11	App	App	May 11	June 9	618	381	11265	14529	May 17	June 15	July 19	371
To amend the Independent Safety Board Act of 1974, to authorize appropriations for fiscal years 1988, 1989, and 1990.	S. (H.R. 11)	623	Mar. 3 1987	EC PWT	CST	Mar. 28 June 17 1987	Mar. 19 1987	158	18	6361	6802	April 12	Mar. 25 1987	July 19	372
To extend the expiration date of title II of the Energy Policy and Conservation Act.	S. (H.R. 4604)	2203	Mar. 22	EC	ENR	June 23	May 24	730	355	16429	13480	June 29	June 6	July 19	373
To designate the U.S. Courthouse located at 156 Federal Street in Portland, ME, as the "Edward Thaxter Gignoux United States Courthouse".	S. (H.R. 4525)	2248	Mar. 31	PWT	EPW	July 7	....	752	....	16771	8547	July 7	April 22	July 19	374
To designate the week of July 25–31, 1988, as the "National Week of Recognition and Remembrance for Those Who Served in the Korean War".	S.J. Res.	318	May 12	POCS	Jud	....	....	....	....	18068	15834	July 13	June 23	July 26	375
Designating the week June 12–18, 1988, as "Lyme Disease Awareness Week".	H.J Res. (S.J. Res. 326)	569	May 13	POCS	Jud	....	July 14	....	....	18066	18393	July 13	July 14	Aug. 1	376
To designate Aug. 1, 1988, as "Helsinki Human Rights Day".	S.J. Res.	338	June 14	POCS	Jud	....	....	....	....	18447	17391	July 14	July 8	Aug. 1	377
To require the Secretary of the Treasury to mint coins in commemoration of the Bicentennial of the U.S. Congress.	H.R.	3251	Sept. 10 1987	....	BHUA	....	June 10	....	383	25490	14564	Sept. 29 1987	June 15	Aug. 1	378
To require advance notification of plant closings and mass layoffs.	S.	2527	June 16	....	....	....	....	....	....	17858	16669	July 13	July 6	Aug. 4	379

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			House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
To provide for the extension of a temporary prohibition of strikes or lockout with respect to the Chicago and Northwestern Transportation Company labor-management dispute.	S.J. Res. 356	Aug. 2	....	....	....	....	....	....	20366	19910	Aug. 4	Aug. 2	Aug. 4	380
To provide that certain lands shall be held in trust for the Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation, CA.	H.R. 2615	June 4 1987	IIA	ENR IA	July 28	.... July 6	247	415	22047	18390	Aug. 3	July 14	Aug. 8	381
To authorize and request the President to call a White House Conference of Library and Information Services to be held not later than 1989.	H.J. Res. 90 (S.J. Res. 26)	Jan. 21 1987	EdL	LHR	June 2 1987	Sept. 15 1987	121	156	14887	35633	June 8 1987	Dec. 15 1987	Aug. 8	382
To implement the recommendations of the Commission on Wartime Relocation and Internment of Civilians.	H.R. 442	Jan. 7 1987	Jud	....	Aug. 6 1987	....	278	....	24315	7542	Sept. 17 1987	Apr. 20	Aug. 10	383
To designate the Federal Building located at 50 Spring Street, Southwest, Atlanta, GA, as the "Martin Luther King, Jr., Federal Building".	H.R. 3811	Dec. 18 1987	PWT	EPW	May 19	July 27	633	....	15246	19665	June 20	July 29	Aug. 10	384
To designate October 1988 as "Polish American Heritage Month".	H.J. Res. 475	Jan. 7 1987	POCS	Jud	....	....	....	....	14359	18816	June 14	July 26	Aug. 10	385
To revise and extend the program of assistance for primary health care and the program of health services for the homeless.	S. 2385 (H.R. 4503)	May 13	EC	LHR	June 22	May 13	719	343	17780	14298	July 12	June 13	Aug. 10	386
To provide drought assistance to agricultural producers.	H.R. 5015 (S. 2631)	July 12	Agr App	ANF	July 27	.... July 25	800	426	19535	19669	July 28	July 29	Aug. 11	387
To designate the United States Post Office Building located at 700 Main Street in Danville, VA, as the "Dan Daniel Post Office Building".	H.R. 4726	June 1	....	....	....	....	....	....	18838	19446	July 26	July 28	Aug. 11	388
To give special recognition to the brith and achievements of Aldo Leopold..	S.J. Res. 40	Feb. 2 1987	POCS IIA	Jud	....	June 23 1987	....	....	19837	17443	Aug. 2	June 25 1987	Aug. 11	389
To designate the week of Oct. 2–8, 1988, as "Mental Illness Awareness Week".	S.J. Res. 248	Feb. 1	POCS	Jud	....	July 25	....	....	19837	18804	Aug. 2	July 26	Aug. 11	390
To designate the period commencing Nov. 13, 1988, and ending Nov. 19, 1988, as "Geography Awareness Week".	S.J. Res. 263	Feb. 23	POCS	Jud	....	July 25	....	....	19833	18805	Aug. 2	July 26	Aug. 11	391
Designating Oct. 6, 1988, as "German-American Day".	S.J. Res. 273	Mar. 16	POCS	Jud	....	July 25	....	....	19832	18806	Aug. 2	July 26	Aug. 11	392
Making dire emergency supplemental appropriations for the fiscal year ending Sept. 30, 1988.	H.R. 5026	July 14	App	App	July 26	Aug. 2	797	448	19138	21502	July 27	Aug. 10	Aug. 14	393
To require certain telephones to be hearing aid compatible.	H.R. 2213 (S. 314)	Apr. 29 1987	EC	CST	June 7	June 21	674	391	13802	17563	June 8	July 11	Aug. 16	394
To amend the Alaska National Interest Lands Conservation Act of 1980 to clarify the conveyance and ownership of submerged lands by Alaska Natives, Native Corporations and the State of Alaska.	H.R. 2629	June 8 1987	IIA MMF	ENR	Aug. 3 1987	Mar. 18	262	302	22078	18393	Aug. 3 1987	July 14	Aug. 16	395
Designating Aug. 9, 1988, as "National Neighborhood Crime Watch Day".	S.J. Res. 294	Apr. 12	POCS	Jud	....	July 25	....	....	21384	18807	Aug. 9	July 26	Aug. 16	396
Designating Labor Day Weekend, Sept. 3–5, 1988, as "National Drive for Life Weekend".	S.J. Res. 350	July 13	POCS	....	....	....	....	....	21397	20870	Aug. 9	Aug. 8	Aug. 16	397

To provide for a more orderly transfer of executive power in connection with the expiration of the term of office of a President.	H.R.	3932 (S. 2037)	Feb. 9	GO	GA	Mar. 25	Apr. 20	532	317	5984	9544	Mar. 31	Apr. 29	Aug. 17	398
To make technical corrections in the Agricultural Credit Act of 1987.	H.R.	3980	Feb. 22	....	....	....	....	....	....	1962	20195	Feb. 23	Aug. 3	Aug. 17	399
To authorize and request the President to issue annually a proclamation designating the third Sunday of August of each year as "National Senior Citizens Day".	H.J. Res.	138	Feb. 4 1987	....	Jud	....	....	....	....	19836	20871	Aug. 2	Aug. 8	Aug. 17	400
Designating Aug. 12, 1988, as "National Civil Rights Day".	H.J. Res.	140	Feb. 5 1987	....	Jud	....	....	....	....	19835	22040	Aug. 2	Aug. 11	Aug. 17	401
To provide for the designation of National Hispanic Heritage Month".	S.	2200	Mar. 21	POCS	AS	....	May 12	....	....	20907	11520	Aug. 8	May 18	Aug. 17	402
To amend the Temporary Child Care for Handicapped Children and Crisis Nurseries Act of 1986 to extend through the fiscal year 1989 the authorities contained in such Act.	H.R.	4676	May 24	....	....	....	....	....	....	18835	21206	July 26	Aug. 9	Aug. 19	403
Making appropriations for the Department of Housing and Urban Development, and for sundry independent agencies and offices, for the fiscal year ending Sept. 30, 1989.	H.R	4800	June 14	App	App	June 14	June 24	701	401	15653	18095	June 22	July 13	Aug. 19	404
To designate the month of November 1988 as "National Hospice Month".	H.J. Res.	525	Mar. 29	....	Jud	....	....	....	....	10529	21232	May 11	Aug. 9	Aug. 19	405
To establish the Grays Harbor National Wildlife Refuge.	S.	1979	Dec. 19 1987	....	EPW	....	June 27	....	403	21017	17273	Aug. 8	July 7	Aug. 19	406
To establish a program of grants to States to promote the provision of technology-related assistance to individuals with disabilities.	S.	2561 (H.R. 4904)	June 23	EdL	LHR	Aug. 4	July 28	819	438	20930	19961	Aug. 8	Aug. 2	Aug. 19	407
To extend and improve the procedures for liability and indemnification for nuclear incidents.	H.R.	1414 (S. 748) (S. 1865)	Mar. 4 1987	IIA EC SST	ENR EPW	May 21 1987 July 22 1987 July 22 1987	June 12 1987 Nov. 12 1987	104	70 218	21590	4376	July 30 1987	Mar. 18	Aug. 20	408
Federal Land Exchange Facilitation Act of 1988	H.R.	1860	Mar. 30 1987	IIA Agr	ENR	June 18 1987 Dec. 14 1987	May 27	165	375	35553	14302	Dec. 14 1987	June 13	Aug. 20	409
To release a reversionary interest of the United States in a certain parcel of land located in Bay County, FL.	H.R.	3431	Oct. 6 1987	IIA	ENR	June 15	Aug. 5	706	451	15269	21210	June 20	Aug. 9	Aug. 22	410
For the relief of the Coushatta Tribe of Louisiana.	H.R.	3617	Nov. 5 1987	Jud IIA	IA	Apr. 12 June 1	Aug. 10	565	478	14203	22022	June 13	Aug. 11	Aug. 22	411
To extend the authorization for the Upper Delaware Citizens Advisory Council for an additional 10 years.	H.R.	3880	Jan. 28	IIA	ENR	June 14	Aug. 5	697	452	15263	21210	June 20	Aug. 9	Aug. 22	412
To simplify the process of obtaining licensing by States for participation in parimutuel wagering by allowing consolidated requests to be made to the Federal Government for identification and criminal history records relating to the applicant for such licensing.	H.R.	4458	Apr. 26	Jud	....	Aug. 8	....	832	....	20907	22040	Aug. 8	Aug. 11	Aug. 22	413
To amend the Perishable Agricultural Commodities Act to increase the statutory ceilings on license fees.	H.R.	4694	May 26	Agr	ANF	July 26	....	794	....	18903	21680	July 26	Aug. 10	Aug. 22	414
To authorize appropriations for implementation of the development plan for Pennsylvania Avenue between the Capitol and the White House.	H.R.	4754 (S. 2318)	June 7	IIA	ENR	Aug. 8	Aug. 8	836	462	20955	21271	Aug. 8	Aug. 9	Aug. 22	415
To delay temporarily certain regulations relating to sea turtle conservation.	H.R.	5141	Aug. 3	MMF	....	Aug. 5	....	826	....	21015	22011	Aug. 8	Aug. 11	Aug. 22	416
Designating May 1988 as "Neurofibromatosis Awareness Month".	H.J. Res.	417	Dec. 9 1987	POCS	Jud	....	....	....	....	19837	21232	Aug. 2	Aug. 9	Aug. 22	417
To enhance the competitiveness of American industry.	H.R.	4848	June 16	....	....	....	....	....	....	17880	20104	July 13	Aug. 3	Aug. 23	418

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
To provide for the establishment of an economic development plan for, and Federal services assistance to, the Northwestern Band of the Shoshoni Nation.	H.R. 2370	May 11 1987	IIA	IA	Dec. 9 1987	Aug. 10	88	477	35518	S 11738	Dec. 14 1987	Aug. 11 1987	Sept. 8	419
To clarify the Federal relationship to the Lac Vieux Desert Band of Lake Superior Chippewa Indians as a distinct tribe, to clarify the status of members of the band, and to transfer title to trust lands.	H.R. 3679	Dec. 1 1987	IIA	....	Apr. 26	....	584	....	9621	18390	May 2	July 14	Sept. 8	420
To authorize the establishment of the Charles Pinckney National Historic Site in the State of South Carolina.	H.R. 3960	Feb. 17	IIA	ENR	June 14	Aug. 5	698	453	15264	21677	June 20	Aug. 10	Sept. 8	421
Designating the week beginning Sept. 18, 1988, as "Emergency Medical Services Week".	H.J. Res. 539	Apr. 13	POCS	Jud	....	....	....	....	18063	22040	July 13	Aug. 11	Sept. 8	422
Designating the week beginning Sept. 11, 1988, as "National Outpatient Ambulatory Surgery Week".	H.J. Res. 583	June 2	POCS	Jud	....	....	....	....	21384	22040	Aug. 9	Aug. 11	Sept. 8	423
To establish guidelines for timely compensation for temporary injury incurred by seamen on fishing industry vessels and to require additional safety regulations for fishing industry vessels.	H.R. 1841	Mar. 26 1987	MMF	CST	June 23	....	729	....	16243	22035	June 28	Aug. 11	Sept. 9	424
To establish a reservation for the Confederated Tribes of the Grand Ronde Community of Oregon.	H.R. 4143	Mar. 14	IIA	IA	May 19	Aug. 10	631	479	15245	22022	June 20	Aug. 11	Sept. 9	425
To improve the administration of the personnel systems of the General Accounting Office.	H.R. 4318	Mar. 30	POCS	GA	May 4	Aug. 8	599	463	10007	22018	May 9	Aug. 11	Sept. 9	426
To make clarifying, corrective, and conforming amendments to laws relating to Indian education.	H.R. 5174	Aug. 8	....	....	....	....	....	....	21289	21231	Aug. 9	Aug. 9	Sept. 9	427
To authorize the Secretary of Agriculture and other agency heads to enter into agreements with foreign fire organizations for assistance in wildfire protection.	S. 2641	July 13	....	ANF	....	Sept. 8	....	....	23017	22914	Sept. 8	Sept. 8	Sept. 9	428
To provide for a settlement of the labor-management dispute between the Chicago and North Western Transportation Company and the United Transportation Union.	S.J. Res. 374	Sept. 8	....	....	....	....	....	....	23345	22864	Sept. 9	Sept. 8	Sept. 9	429
To amend title VIII of the Act commonly called the Civil Rights Act of 1968, to revise the procedures for the enforcement of fair housing.	H.R. 1158	Feb. 19 1987	Jud	....	June 17	....	711	....	16512	19902	June 29	Aug. 2	Sept. 13	430
Designating Sept. 16, 1988, as "National POW/MIA Recognition Day".	H.J. Res. 453	Feb. 8	POCS	Jud	....	....	....	....	18064	22912	July 13	Sept. 8	Sept. 15	431
To provide for the designation of Sept. 15, 1988, as "National D.A.R.E. Day".	S.J. Res. 295	Apr. 15	POCS	Jud	....	July 25	....	....	22718	18807	Sept. 7	July 26	Sept. 15	432
To provide for continuing interpretation of the Constitution in appropriate units of the National Park System by the Secretary of the Interior.	H.R. 1939	Apr. 2 1987	IIA	ENR	May 27 1987	Aug. 5	107	450	13782	21209	May 27 1987	Aug. 9	Sept. 16	433
To designate the day of Sept. 14, 1988, as "National Medical Research Day".	S.J. Res. 328	May 25	POCS	Jud	....	July 25	....	....	23779	18812	Sept. 14	July 26	Sept. 16	434

To require the Secretary of Agriculture to make available additional types of commodities, to improve child nutrition and food stamp programs, to provide other hunger relief.	S.	2560	June 23	....	ANF	....	June 23	....	397	22059	18691	Aug. 11	July 26	Sept. 19	435
Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending Sept. 30, 1989.	H.R.	4783	June 10	App	App	June 10	June 23	689	399	14623	19059	June 15	July 27	Sept. 20	436
To award a congressional gold medal to Mrs. Jesse Owens.	H.R.	1270	Feb. 25 1987	BFUA	....	....	....	....	....	21007	22902	Aug. 8	Sept. 8	Sept. 20	437
To waive the period of congressional review for certain District of Columbia acts authorizing the issuance of revenue bonds.	H.R.	5143	Aug. 3	DC	....	....	....	....	....	22204	22913	Aug. 11	Sept. 8	Sept. 20	438
To amend the Natural Gas Policy Act of 1978 to remove certain contract duration and right of first refusal requirements.	H.R.	2701	June 17 1987	EC	ENR	June 10	Aug. 11	682	485	14187	22902	June 13	Sept. 8	Sept. 22	439
Making appropriations for the Treasury Department, the U.S. Postal Service, the Executive Office of the President, and certain independent agencies, for the fiscal year ending Sept. 30, 1989.	H.R.	4775	June 9	App	App	June 9	June 17	679	387	14321	16017	June 14	June 27	Sept. 22	440
To direct the cooperation of certain Federal entities in the implementation of the Continental Scientific Drilling Program.	S	52	Jan. 6 1987	IIA	ENR	....	June 11 1987	....	67	11914	6381	May 23	June 17	Sept. 22	441
To amend the Indian Financing Act of 1974	S	1360	June 11 1987	IIA	IA	Aug. 8	Aug. 7 1987	838	149	20954	32026	Aug. 8	Nov. 17 1987	Sept. 22	442
To amend the Geothermal Steam Act of 1970 to provide for lease extensions.	S	1889	Nov. 20 1987	IIA	ENR	....	Feb. 4	....	283	14190	1371	June 13	Feb. 16	Sept. 22	443
Designating the week of Sept. 25, 1988, as "Religious Freedom Week".	H.J. Res.	518	Mar. 24	POCS	....	....	....	....	....	24313	24440	Sept. 16	Sept. 19	Sept. 26	444
To designate the period commencing September 25, 1988 and ending on Oct. 1, 1988, as "National Historically Black Colleges Week".	S.J. Res.	290	Apr. 11	POCS	Jud	....	July 25	....	....	24316	18807	Sept. 16	July 26	Sept. 26	445
Making appropriations for the Department of the Interior and related agencies for the fiscal year ending Sept. 30, 1989.	H.R.	4867	June 20	App	App	June 20	July 6	713	410	16475	18232	June 29	July 13	Sept. 27	446
Making appropriations for military construction for the Department of Defense for the fiscal year ending Sept. 30, 1989.	H.R.	4586	May 12	App	App	May 12	June 9	620	380	11379	14551	May 18	June 15	Sept. 27	447
To authorize appropriations for the Coast Guard for fiscal year 1988.	H.R. (S. 1459)	2342	May 8 1987	MMF	....	June 11 1987	....	154	....	18988	27439	July 8 1987	Oct. 13 1987	Sept. 28	448
To implement the United States-Canada Free-Trade Agreement.	H.R. (S. 2651)	5090	July 26	Agr BFUA FA GO EC IIA Jud WM	ANF BHUA ENR Fin GA Jud	Aug. 8 Aug. 5 Aug. 4 Aug. 5 Aug. 5 Aug. 3 Aug. 4 Aug. 3	Sept. 15	816	509	21295	24443	Aug. 9	Sept. 19	Sept. 28	449
To designate the week of Sept. 23–30, 1988, as "National American Indian Heritage Week".	S.J. Res.	322	May 19	POCS	Jud	....	July 25	....	....	25143	18811	Sept. 23	July 26	Sept. 28	450
Designating Oct. 16, 1988, as "World Food Day".	S.J. Res.	336	June 10	POCS	Jud	....	July 25	....	....	24318	18815	Sept. 16	July 26	Sept. 28	451
To commemorate the fiftieth anniversary of the passage of the Federal Food, Drug, and Cosmetic Act.	H.J. Res.	600	June 27	EC	LHR	....	....	....	....	17402	23735	July 11	Sept. 14	Sept. 29	452
To authorize appropriations for fiscal year 1989 for intelligence and intelligence-related activities of the U.S. Government, for the intelligence community staff, for the Central Intelligence Agency Retirement and Disability System.	H.R. (S. 2366)	4387	Apr. 14	AS FA Intel POCS	Intel	May 16 Apr. 29	May 11	591	334	12329	20753	May 26	Aug. 5	Sept. 29	453

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
Authorizing the hand enrollment of appropriations bills for fiscal year 1989 and authorizing the subsequent, post-enactment preparation of printed enrollments of those bills.	H.J. Res. 665	Sept. 28	....	....	....	....	....	....	26037	26023	Sept. 28	Sept. 28	Sept. 29	454
To designate Oct. 24–30, 1988 as Drug Free America Week.	S.J. Res. 329	May 26	POCS	Jud	....	July 25	....	....	24317	18813	Sept. 16	July 26	Sept. 29	455
National Defense Authorization Act for fiscal year 1989.	H.R. 4481	Apr. 28	AS GO MMF R	AS	June 28 June 28 June 29 July 6	....	735	....	17778	24043	July 12	Sept. 15	Sept. 29	456
Making appropriations for the Department of Transportation and related agencies for the fiscal year ending Sept. 30, 1989.	H.R. 4794	June 10	App	App	June 10	July 6	691	411	16413	17634	June 29	July 12	Sept. 30	457
Making appropriations for the legislative branch for the fiscal year ending Sept. 30, 1989.	H.R. 4587	May 12	App	App	May 12	June 9	621	382	11728	14438	May 19	June 14	Oct. 1	458
Making appropriations for the Departments of Commerce, Justice, State, the Judiciary, and related agencies for the fiscal year ending Sept. 30, 1989.	H.R. 4782	June 10	App	App	June 10	June 20	688	388	14722	18983	June 15	July 27	Oct. 1	459
Making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending Sept. 30, 1989.	H.R. 4784	June 10	App	App	June 10	June 20	690	389	14785	19638	June 16	July 29	Oct. 1	460
Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending Sept. 30, 1989.	H.R. 4637	May 19	App	App	May 19	June 22	641	395	12276	17224	May 25	July 7	Oct. 1	461
Making appropriations for the government of the District of Columbia and for other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending Sept. 30, 1989.	H.R. 4776	June 9	App	....	June 9	....	680	....	16187	17448	June 28	July 11	Oct. 1	462
Making appropriations for the Department of Defense for the fiscal year ending Sept. 30, 1989.	H.R. 4781	June 10	App	App	June 10	June 24	681	402	15454	21813	June 21	Aug. 11	Oct. 1	463
To designate Soldier Creek Diversion Unit in Topeka, KS, as the "Lewis M. Paramore Diversion Unit".	H.R. 517	Jan. 8 1987	PWT	EPW	June 4 1987	Sept. 12	130	501	15656	24583	June 15	Sept. 20	Oct. 3	464
To authorize the Secretary of State to conclude agreements with the appropriate representative of the Government of Mexico to correct pollution of the Rio Grande.	H.R. 2046	Apr. 9 1987	....	FR	....	Sept. 14	....	....	28326	24442	Oct. 19 1987	Sept. 19	Oct. 3	465
To designate the month of September 1988 as "National Sewing Month".	H.J. Res. 580	May 26	POCS	Jud	....	....	....	....	21392	25256	Aug. 9	Sept. 23	Oct. 3	466
To require the Secretary of the Treasury to mint and issue one-dollar coins in commemoration of the 100th anniversary of the birth of Dwight David Eisenhower.	S. 2789	Sept. 14	....	....	....	....	....	....	24254	23774	Sept. 16	Sept. 14	Oct. 3	467
Designating Oct. 2, 1988, as national day of recognition for Mohandas K. Gandhi.	S.J. Res. 169	June 30 1987	POCS	Jud	....	July 25	....	....	24315	18804	Sept. 16	July 26	Oct. 3	468
To designate the week of Oct. 9, 1988, through Oct. 15, 1988, as "National Job Skills Week".	S.J. Res. 333	May 27	POCS	Jud	....	July 25	....	....	24318	18814	Sept. 16	July 26	Oct. 3	469

To amend the National Trails System Act to provide for the cooperation with State and local governments for the improved management of certain Federal lands.	S.	1544	July 24 1987	....	ENR	....	June 29	....	408	19830	16737	Aug. 2	July 6	Oct. 4	470
To provide for the awarding of grants for the purchase of drugs used in the treatment of AIDS.	S.	2846	Sept. 29	....	....	....	....	....	....	27289	26679	Sept. 30	Sept. 29	Oct. 4	471
Entitled "Indian Self-Determination Amendments of 1987".	H.R. (S. 1703)	1223	Feb. 24 1987	IIA	IA	Oct. 26 1987	Dec. 21 1987	393	274	29260	12862	Oct. 27 1987	May 27	Oct. 5	472
To provide for refunds pursuant to rate decreases under the Federal Power Act.	H.R.	2858	July 1	EC	ENR	Oct. 20 1987	Aug. 25	384	491	29272	22906	Oct. 27 1987	Sept. 8	Oct. 6	473
Uniform Regulatory Jurisdiction Act of 1987	H.R.	2884	July 1	EC	ENR	June 10	Aug. 11	683	486	14194	24582	June 13	Sept. 20	Oct. 6	474
To increase the amount authorized to be appropriated for acquisition at the Women's Rights Historical Park.	H.R.	2952	July 15	IIA	ENR	Oct. 26 1987	Sept. 22	395	532	29252	26027	Oct. 27 1987	Sept. 28	Oct. 6	475
To authorize appropriations for activities under the Federal Fire Prevention and Control Act of 1974.	H.R.	4419	Apr. 20	SST	CST	Apr. 27	July 27	589	435	12117	21676	May 24	Aug. 10	Oct. 6	476
To amend the Second Supplemental Appropriation Act, 1961, relating to the lease of certain lands from the Isleta Indian Tribe for a seismological laboratory.	S.	1945	Dec. 11 1987	IIA	IA	Aug. 8	May 23	839	353	24859	13620	Sept. 22	June 7	Oct. 6	477
To authorize appropriations to carry out the Endangered Species Act of 1973 during fiscal years 1988, 1989, 1990, 1991, and 1992.	H.R. (S. 675)	1467	Mar. 5 1987	MMF	EPW	Dec. 7 1987	Dec. 9 1987	467	240	36117	19268	Dec. 17 1987	July 28	Oct. 7	478
To create a national park at Natchez, MI	H.R.	4457	Apr. 26	IIA	ENR	July 26	Sept. 22	793	538	18898	25717	July 26	Sept 27	Oct. 7	479
Judiciary Office Building Development Act	S.	1934	Dec. 8 1987	PWT	EPW	Aug. 12	May 24	884	358	24614	13616	Sept. 20	June 7	Oct. 7	480
To amend the Food Stamp Act of 1977 to make technical corrections in the Family Independence Demonstration Project.	H.R.	4998	July 7	Agr	ANF	Aug. 8	....	840	....	20988	25912	Aug. 8	Sept. 28	Oct. 11	481
Commemorating the bicentennial of the French Revolution and the Declaration of the Rights of Man and of the citizen.	S.J. Res.	317	May 12	FA HA	FR	....	June 21	....	....	24623	15832	Sept. 20	June 23	Oct. 11	482
To authorize appropriations for the Mining and Mineral Resources Research Institute Act for fiscal years 1990 through 1993.	H.R.	3977	Feb. 18	IIA	ENR	Apr. 26	Aug. 10	581	473	11916	22019	May 23	Aug. 11	Oct. 11	483
To designate the week of Oct. 2–8, 1988, as "National Paralysis Awareness Week".	S.J. Res.	364	Aug. 10	POCS	....	....	....	....	....	29006	26877	Oct. 6	Sept. 30	Oct. 13	484
Family Support Act of 1988	H.R. (S. 1511)	1720	Mar. 19 1987	WM EdL EC	Fin	June 17 1987 Aug. 7 1987 Sept. 15 1987	June 7 1988 May 27	159	377	35897	14965	Dec. 16 1987	June 16	Oct. 13	485
To authorize the Secretary of the Interior to provide for the development and operation of a visitor and environmental education center in the Pinelands National Reserve, in the State of New Jersey.	S.	1165	May 7 1987	IIA	ENR	Sept. 16	Dec. 9 1987	933	244	24691	35263	Sept. 22	Dec. 12 1987	Oct. 13	486
To amend title 28, United States Code, to create two divisions in the Judicial District of Maryland.	H.R.	1596	Mar. 12 1987	....	....	....	....	....	....	25576	26877	Sept. 26	Aug. 5	Oct. 14	487
To authorize the Secretary of Agriculture to exchange certain National Forest System lands in the Targhee National Forest.	H.R.	4028	Feb. 25	Agr IIA	ENR	May 23 May 19	Sept. 15	629	513	12108	26023	May 24	Sept. 26	Oct. 14	488
To designate the building located at 445 Broadway in Albany, NY, as the "James T. Foley United States Post Office and Courthouse".	H.R.	4188	Mar. 16	PWT	EPW	Aug. 10	Sept. 26	859	....	24857	28015	Sept. 22	Oct. 4	Oct. 14	489
To authorize additional appropriations for the WEB Rural Water Development Project.	H.R.	4267	Mar. 29	Agr IIA	ENR	.... Apr. 26	Aug. 10	582	....	10287	22020	May 10	Aug. 11	Oct. 14	490

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			House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
To designate the U.S. Post Office Building located at 1105 Moss Street in Lafayette, LA, as the "James Domengeaux Post Office Building".	H.R. 4276	Mar. 29	POCS	GA					15257	28017	June 20	Oct. 4	Oct. 14	491
To designate the U.S. Post Office Building in Jeanette, PA, as the "John Dent Post Office Building".	H.R. 4433	Apr. 20	POCS	GA					10013	28017	May 9	Oct. 4	Oct. 14	492
Designating Feb. 19–25, 1989, as "National Visiting Nurse Associations Week".	H.J. Res. 576	May 24							24310	25911	Sept. 16	Sept. 28	Oct. 14	493
To amend the Motor Vehicle Information and Cost Savings Act to provide for the appropriate treatment of methanol and ethanol.	S. 1518 (H.R. 3399)	July 21 1987	EC	CST	Dec. 14 1987	Dec. 21 1987	476	271	16225	7067	June 28	Apr. 15	Oct. 14	494
To amend the Job Training Partnership Act to make a technical change.	H.R. 4857	June 16							15276	25255	June 20	Sept. 23	Oct. 17	495
To require the Federal Government to pay interest on overdue payments.	S. 328	Jan. 20 1987	GO	GA	July 22	May 20 1987	784	78	18906	27238	July 26	Oct. 9 1987	Oct. 17	496
To regulate gaming on Indian lands	S. 555	Feb. 19 1987		IA		Aug. 3		446	25781	24016	Sept. 27	Sept. 15	Oct. 17	497
To direct the Secretary of Agriculture to release certain restrictions on a parcel of land located in Henderson, TN.	H.R. 2835	June 29 1987	Agr	ANF	May 10	Oct. 3	614		10347	28468	May 10	Oct. 5	Oct. 18	498
To designate certain National Forest System lands in the State of Oklahoma for inclusion in the National Wilderness Preservation System, and create the Winding Stair Mountain National Recreation and Wilderness Area.	H.R. 4354	Mar. 31	IIA Agr	ENR	July 26 Aug. 8		792		20957	26939	Aug. 8	Sept. 30	Oct. 18	499
To designate the Sunderland National Salmon Station located in Sunderland, MA, as the "Richard Cronin National Salmon Station".	H.R. 4365	Apr. 13	MMF	EPW	June 3	Oct. 3	671		13801	25015	June 8	Oct. 4	Oct. 18	500
To provide the Secretary of the Air Force with authority to convey certain land.	H.R. 5291	Sept. 14							27800	28469	Oct. 3	Oct. 5	Oct. 18	501
In support of the restoration of a free and independent Cambodia and the protection of the Cambodian people from a return to power by the genocidal Khmer Rouge.	H.J. Res. 602	June 30							20998	24246	Aug. 8	Sept. 16	Oct. 18	502
To ensure privacy, integrity, and verification of data for computer matching, to establish Data Integrity Boards within Federal agencies.	S. 496	Feb. 5 1987	GO	GA		May 20 1987			19676	13539	Aug. 1	May 21 1987	Oct. 18	503
To amend the Inspector General Act of 1978 ...	S. 908	Apr. 3 1987	GO	GA		Aug. 7 1987		150	18862	612	July 26	Feb. 2	Oct. 18	504
To require the Secretary of Health and Human Services to make grants to local governments for demonstration projects to provide respite home and other assistance for infants abandoned in hospitals.	S. 945	Apr. 8 1987	EdL EC	LHR		Aug. 4 1987			23608	22297	Sept. 13	Aug. 5 1987	Oct. 18	505
To keep secure the rights of intellectual property licensors and licensees which come under the protection of title 11 of the United States Code, the Bankruptcy Code.	S. 1626	Aug. 7 1987	Jud	Jud		Sept. 14		505	28126	24587	Oct. 4	Sept. 20	Oct. 18	506
To amend the Nuclear Waste Policy Act of 1982 with respect to the Office of Nuclear Waste Negotiator and the Monitored Retrievable Storage Commission.	S. 2800	Sept. 16		ENR		Sept. 16		517	28139	24584	Oct. 4	Sept. 20	Oct. 18	507

To designate the Federal Building and U.S. Courthouse at 109 South Highland, Jackson, TN, as the "Ed Jones Federal Building".	H.R.	5186	Aug. 9	PWT		Sept. 29		1006		28197	28490	Oct. 4	Oct. 5	Oct. 20	508
To amend the Protection and Advocacy for Mentally Ill Individuals Act of 1986 to authorize such Act.	S.	2393	May 13		LHR		Aug. 5		454	24647	21210	Sept. 20	Aug. 9	Oct. 20	509
To designate the facility of the U.S. Postal Service located at 850 Newark Turnpike in Kearny, NJ, as the "Dominick V. Daniels Postal Facility".	H.R.	2985	July 22		GA		Sept. 30			27702	29842	Oct. 13 1987	Oct. 11	Oct. 20	510
To designate the new Post Office building in Gretna, LA, as the "William W. Pares, Jr., Post Office Building".	H.R.	3029	July 28 1987		GA					25805	29527	Sept. 27	Oct. 7	Oct. 20	511
To provide for the settlement of the water rights claims of the Salt River Pima-Maricopa Indian Community in Maricopa County, AZ.	H.R.	4102	Mar. 8	IIA	IA	Aug. 11		868		23628	27103	Sept. 13	Oct. 1	Oct. 20	512
Extending permission for the President's Commission on White House Fellows to accept certain donations.	H.R.	4529	May 4							25494	28015	Sept. 26	Oct. 4	Oct. 20	513
Designating Nov. 6–12, 1988, as "National Women Veterans Recognition Week".	H.J. Res.	488	Mar. 9	POCS	Jud					19838	29505	Aug. 2	Oct. 1	Oct. 20	514
To provide for the establishment of the Coastal Heritage Trail Route in the State of New Jersey.	S.	2057	Feb. 16	IIA	ENR	Sept. 9	May 27	905	372	23654	13779	Sept. 13	June 8	Oct. 20	515
Mni Wiconi Project Act of 1988	H.R.	2772	June 24 1987	IIA	ENR	June 27	Aug. 25	733	490	16243	22403	June 28	Sept. 8	Oct. 24	516
Health Maintenance Organization Amendments of 1988.	H.R.	3235	Aug. 7 1987	EC	LHR	Oct. 30	Mar. 22	417	304	30602	22031	Nov. 3 1987	Aug. 11	Oct. 24	517
United States Grain Standards Act Amendments of 1988.	H.R.	4345	Mar. 31	Agr	ANF	May 23		644		11925	25894	May 23	Sept. 28	Oct. 24	518
To authorize appropriations to the Secretary of Commerce for the programs of the National Bureau of Standards for fiscal year 1989.	H.R.	4417	Apr. 20	SST EC	CST	June 3 July 8		673		25501	28489	Sept. 26	Oct. 5	Oct. 24	519
To direct the Secretary of Agriculture to release a reversionary interest in the United States in certain land located in Oktibbeha County, OK.	H.R. (S. 2437)	4724	June 1	Agr	ANF	Sept. 30	Oct. 3	1025		38138	28478	Oct. 4	Oct. 5	Oct. 24	520
Forest Ecosystems and Atmospheric Pollution Research Act of 1988.	H.R.	2399	May 13 1987	Agr	ANF	July 27 1987		241		21160	28469	July 27	Oct. 5	Oct. 24	521
To authorize continued storage of water at Abiquiu Dam in New Mexico.	H.R.	5423	Sept. 29							29049	29504	Oct. 6	Oct. 7	Oct. 24	522
To allow all forest fire fighting employees to be paid overtime without limitation while serving on forest fire emergencies.	S.	1911	Dec. 3 1987	POCS	GA		Sept. 23		546	29083	26878	Oct. 6	Sept. 30	Oct. 24	523
To expand the boundaries of the Congaree Swamp National Monument, and to designate wilderness therein.	S.	2018	Feb. 1	IIA	ENR	Sept. 23	Aug. 5	977	449	25397	21207	Sept. 26	Aug. 9	Oct. 24	524
Immigration Technical Correction Act	S.	2479	June 7							29088	13624	Oct. 6	June 7	Oct. 24	525
National Defense Authorization Act for fiscal year 1989.	S.	2749	Aug. 11							27914	22039	Oct. 3	Aug. 11	Oct. 24	526
To establish the Veterans' Administration as an executive department.	H.R. (S. 533)	3471	Oct. 13 1987	GO	GA	Nov. 16 1987	May 12	435	342	32139	17586	Nov. 17 1987	July 12	Oct. 25	527
To remove certain restrictions on land acquisitions for Antietam National Battlefield.	H.R. (S. 2565)	4554	May 10	IIA	ENR	Sept. 9	Sept. 22	909	529	23649	29845	Sept. 13	Oct. 11	Oct. 25	528
To quiet title and possession with respect to a certain private land claim in Sumter County, AL.	H.R. (S. 2586)	5059	July 14	IIA	ENR	Sept. 9	Sept. 22	902	530	24858	29845	Sept. 22	Oct. 11	Oct. 25	529
To encourage increased international cooperation to protect biological diversity.	H.J. Res.	648	Sept. 8		FR		Sept. 27			24926	29528	Sept. 22	Oct. 7	Oct. 25	530

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			House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
To authorize protective force personnel who guard the strategic petroleum reserve or its storage and related facilities to carry firearms while discharging their official duties and in certain instances to make arrests without warrant.	S. 836	Mar. 25 1987	EC Jud	ENR	Sept. 26	June 22 1987	980	79	28548	17442	Oct. 5	June 25 1987	Oct. 25	531
Federal Insecticide, Fungicide, and Rodenticide Act Amendments of 1988.	S. 659 (H.R. 3108)	Mar. 6 1987	Agr FA	ANF	Sept. 16	Apr. 3 1987	939	33	24649	8734	Sept. 20	Apr. 9 1987	Oct. 25	532
Women's Business Ownership Act of 1988	H.R. 5050	July 14	SB	....	Sept. 22	....	955	....	27814	29848	Oct. 3	Oct. 11	Oct. 25	533
West Virginia National Interest River Conservation Act of 1987.	H.R. 900	Jan. 29 1987	IIA	ENR	May 27 1987	Aug. 11	106	481	13783	22915	May 27 1987	Sept. 8	Oct. 26	534
To direct the Secretary of the Interior to convey a certain parcel of land located near Ocotillo, CA.	H.R. 990	Feb. 4 1987	IIA	ENR	Mar. 5 1987	Sept. 25 1987	20	180	5202	37787	Mar. 10 1987	Dec. 22 1987	Oct. 28	535
To authorize appropriations to carry out title I of the Marine Protection, Research, and Sanctuaries Act of 1972 during fiscal years 1989, 1990, and 1991.	H.R. 4209	Mar. 21	....	....	....	....	....	....	25492	31112	Sept. 26	Oct. 14	Oct. 28	536
To improve the management of certain public lands in the State of Michigan.	H.R. 4375	Apr. 13	IIA	ENR	July 7	Sept. 22	758	537	17399	29842	July 11	Oct. 11	Oct. 28	537
To designate the Federal building at Spring and High Streets in Columbus, OH, as the "John W. Bricker Building".	H.R. 4410	Apr. 19	PWT	EPW	July 26	Sept. 26	787	....	19671	25325	Aug. 1	Oct. 12	Oct. 28	538
To change the name of the Pacific Tropical Botanical Garden, a federally chartered organization, to the National Tropical Botanical Garden.	H.R. 4480 (S. 2781)	Apr. 28	Jud	Jud	Oct. 3	Oct. 5	1034	....	28614	29935	Oct. 5	Oct. 12	Oct. 28	539
To direct the Secretary of the department in which the Coast Guard is operating to require alerting and locating equipment, including emergency position indicating radio beacons, on U.S. uninspected vessels.	H.R. 4557	May 10	MMF	....	Sept. 23	....	967	....	25491	29928	Sept. 26	Oct. 12	Oct. 28	540
To modify the boundary of the Guadalupe Mountains National Park.	H.R. 4777	June 9	IIA	ENR	Aug. 8	....	837	....	20956	30671	Aug. 8	Oct. 14	Oct. 28	541
To expand our national telecommunications system for the benefit of the hearing-impaired and speech-impaired populations.	H.R. 4992	July 7	EC GO HA	....	Oct. 5	....	1058	....	30002	31121	Oct. 12	Oct. 14	Oct. 28	542
To designate the U.S. Courthouse at 620 Southwest Main Street, Portland, OR, as the "Gus J. Soloman United States Courthouse".	H.R. 5007	July 7	PWT	....	Aug. 10	....	860	....	24857	29928	Sept. 22	Oct. 12	Oct. 28	543
To modify a portion of the south boundary of the Salt River Pima-Maricopa Indian Reservation in Arizona.	H.R. 5066	July 14	IIA	IA	Sept. 15	....	921	....	24857	31104	Sept. 22	Oct. 14	Oct. 28	544
To provide for a transfer of control of the General Accounting Office building and to improve the administration of the General Accounting Office.	H.R. 5052	July 14	GO PWT	....	Sept. 19	....	898	....	27798	29934	Oct. 3	Oct. 12	Oct. 28	545
To establish a commission to review and make recommendations for the improvement of the Federal Crop Insurance Program.	H.R. 5325	Sept. 16	....	ANF	....	....	....	....	25446	29511	Sept. 26	Oct. 7	Oct. 28	546
Sipsey Wild and Scenic River and Alabama Addition Act of 1988.	H.R. 5395 (S. 2838)	Sept. 27	IIA Agr	....	Oct. 5 Oct. 5	Sept. 30	1057	578	29102	29844	Oct. 6	Oct. 11	Oct. 28	547
Designating Oct. 22, 1988, as "National Chester F. Carlson Recognition Day".	H.J. Res. 629	Aug. 2	POCS	Jud	....	....	....	....	24312	31676	Sept. 16	Oct. 19	Oct. 28	548

Granting the consent of Congress to the compact entered into between the State of North Carolina and the State of South Carolina establishing the Lake Wylie Marine Commission.	H.J. Res.	644	Aug. 11	Jud	....	Oct. 3	....	1039	....	28615	29935	Oct. 5	Oct. 12	Oct. 28	549
The "National Forests and Public Lands of Nevada Enhancement Act of 1987".	S.	59	Jan. 6 1987	....	ENR	....	Sept. 15	....	511	30483	29922	Oct. 13	Oct. 12	Oct. 28	550
To assist States in responding to the threat to human health posed by exposure to radon.	S.	744	Mar. 12 1987	EC	EPW	....	June 30	....	91	28550	18915	Oct. 5	July 8	Oct. 28	551
To authorize the establishment of the Lewis and Clark National Historic Site in the State of Montana.	S. (H.R. 1982)	1704	Sept. 22 1987	IIA	ENR	July 26	Sept. 22	788	526	30148	29841	Oct. 12	Oct. 11	Oct. 28	552
To establish within the National Institutes of Health a National Institute on Deafness and Other Communication Disorders.	S. (H.R. 3361)	1727	Sept. 29 1987	EC	....	July 8	....	161	....	30486	29469	Oct. 13	Oct. 7	Oct. 28	553
To designate the Wildcat River in the State of New Hampshire as a unit of the National Wild and Scenic River System.	S.	1914	Dec. 3 1987	IIA	ENR	Sept. 9	May 27	904	369	23651	13623	Sept. 13	June 7	Oct. 28	554
To improve the protection and management of archeological resources on Federal land.	S. (H.R. 4068)	1985	Dec. 21 1987	IIA Jud	ENR	July 26	Sept. 30	741	569	30486	29842	Oct. 13	Oct. 11	Oct. 28	555
To study, control, and reduce the pollution of aquatic environments from plastic materials.	S. (H.R. 940) (H.R. 5117)	1986	Dec. 21 1987	MMF	EPW	Oct. 8 1987 Sept. 22	Dec. 21 1987	360 946	270	28199	11079	Oct. 4	May 13	Oct. 28	556
To amend the Wild and Scenic Rivers Act of 1968.	S.	2148	Mar. 4	....	ENR	....	Sept. 30	....	570	30119	29437	Oct. 12	Oct. 7	Oct. 28	557
To reauthorize the Sleeping Bear Dunes National Lakeshore Advisory Commission.	S.	2436	May 26	IIA	ENR	Sept. 7	Aug. 10	....	472	30149	22019	Oct. 12	Aug. 11	Oct. 28	558
To redesignate Salinas National Monument in the State of New Mexico.	S.	2545	June 21	....	ENR	....	Sept. 30	....	572	30142	29496	Oct. 12	Oct. 7	Oct. 28	559
To provide for the establishment of the Poverty Point National Monument.	H.R.	775	Jan. 27 1987	IIA	ENR	Sept. 9	....	907	....	23647	29844	Sept. 13	Oct. 11	Oct. 31	560
To amend the Natural Gas Pipeline Safety Act of 1968 and the hazardous Liquid Pipeline Safety Act of 1979 to authorize appropriations for fiscal years 1988 and 1989.	H.R. (S. 2424)	2266	May 4 1987	EC PWT	CST	Nov. 17 1987 Mar. 22	....	445	....	7309	27125	Apr. 19	Sept 30	Oct. 31	561
To amend the National Traffic and Motor Vehicle Safety Act of 1966 respecting the importation of motor vehicles in anticipation of compliance with safety standards under such Act.	H.R.	2628	June 8 1987	EC	....	Nov. 10 1987	....	431	....	35521	28486	Dec. 14 1987	Oct. 5	Oct. 31	562
To increase the amounts authorized for the Colorado River storage project.	H.R.	3408	Oct. 1 1987	IIA	....	Sept. 13	....	915	....	23633	26868	Sept. 13	Sept. 30	Oct. 31	563
To authorize the acquisition of 25 acres to be used for an administrative headquarters for Canaveral National Seashore.	H.R.	3559	Oct. 28 1987	IIA	....	June 14	....	695	....	15265	29842	June 20	Oct. 11	Oct. 31	564
To increase from $25,000 to $40,000 the maximum amount that the United States may pay in settlement of a claim against the United States made by a member of the uniformed services or by an officer or employee of the Government.	H.R.	3685	Dec. 2 1987	Jud	....	Oct. 3	....	1037	....	28615	30672	Oct. 5	Oct. 14	Oct. 31	565
To permit voluntary transfers of leave by Federal employees where needed because of medical or other emergency situations.	H.R. (S. 2140)	3757	Dec. 14 1987	POCS	GA	Mar. 17	....	519	....	4719	28473	Mar. 22	Oct. 5	Oct. 31	566
To authorize the establishment of the Zuni-Cibola National Historical Park in the State of New Mexico.	H.R. (S. 2162)	4182	Mar. 16	IIA	....	Sept. 20	....	942	....	24685	29845	Sept. 20	Oct. 11	Oct. 31	567
To implement the Berne Convention for the Protection of Literary and Artistic Works, as revised at Paris on July 24, 1971.	H.R. (S. 1301)	4262	Mar. 28	Jud	Jud	May 6	May 20	609	352	10345	28316	May 10	Oct. 5	Oct. 31	568
To extend the authorization of appropriations for titles V and VI of the Library Services and Construction Act through fiscal year 1989.	H.R.	4416	Apr. 19	EdL	....	June 3	....	666	....	13493	28015	June 7	Oct. 4	Oct. 31	569

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			House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
To authorize appropriations for the National Science Foundation for fiscal years 1989 and 1990.	H.R. 4418 (S. 1632)	Apr. 20	SST	LHR	May 24	Aug. 7 1987	649	148	13915	15065	June 9	June 17	Oct. 31	570
To establish the National Park of Samoa..........	H.R. 4818	June 14	IIA	ENR	Sept. 13	....	916	....	23659	29941	Sept. 13	Oct. 12	Oct. 31	571
To amend the Safe Drinking Water Act to control lead in drinking water.	H.R. 4939	June 29	EC	EPW	Oct. 3	....	1041	....	28562	31134	Oct. 5	Oct. 14	Oct. 31	572
To establish the Delaware Water Gap National Recreation Area Citizen Advisory Commission.	H.R. 5001	July 7	IIA	ENR	Sept. 23	....	975	....	25395	30671	Sept. 26	Oct. 14	Oct. 31	573
To make nonmailable any plant, fruit, vegetable, or other matter, the movement of which in interstate commerce has been prohibited or restricted by the Secretary of Agriculture in order to prevent the dissemination of dangerous plant diseases or pests.	H.R. 5199	Aug. 10	POCS Agr Jud	GA	Sept. 22	....	954	....	28130	29938	Oct. 4	Oct. 12	Oct. 31	574
Egg Research and Consumer Information Act Amendments of 1988.	H.R. 5318	Sept. 15	Agr	....	Sept. 30	....	1024	....	28135	29845	Oct. 4	Oct. 11	Oct. 31	575
Concerning Disaster Assistance for Bangladesh.	H.R. 5389	Sept. 26	....	....	....	....	....	....	29006	31092	Oct. 6	Oct. 14	Oct. 31	576
To provide the Environmental Protection Agency and the public with additional information about asbestos products.	H.R. 5442	Oct. 3	....	....	....	....	....	....	H 9549	29934	Oct. 14	Oct. 12	Oct. 31	577
To revise the authority for the regulation of clinical laboratories.	H.R. 5471	Oct. 6	....	....	....	....	....	....	29115	29834	Oct. 6	Oct. 11	Oct. 31	578
To improve the health status of Native Hawaiians.	S. 136	Jan. 6 1987	....	IA	....	Sept. 30	....	580	30107	27115	Oct. 12	Sept. 30	Oct. 31	579
To partition certain reservation lands between the Hoopa Valley Tribe and the Yurok Indians, to clarify the use of tribal timber proceeds.	S. 2723 (H.R. 4469)	Aug. 10	IIA Jud MMF	IA	Sept. 16	Sept. 30	938	564	28138	27066	Oct. 4	Sept. 30	Oct. 31	580
To establish procedures for review of tribal constitutions and bylaws or amendments thereto pursuant to the Act of June 18, 1934 (48 Stat. 987).	H.R. 2677	June 11 1987	IIA	IA	Nov. 20 1987	Sept. 30	453	577	34274	27120	Dec. 7 1987	Sept. 30	Nov. 1	581
To require the Administrator of the Environmental Protection Agency to promulgate regulations on the management of infectious waste.	H.R. 3515	Oct. 20 1987	....	....	....	....	....	....	29011	29532	Oct. 6	Oct. 7	Nov. 1	582
To provide for more detailed and uniform disclosure by credit card issuers with respect to information on interest rates and other fees which may be incurred by consumers through the use of any credit card.	H.R. 515	Jan. 8 1987	BFUA	BHUA	Sept. 30 1987	Dec. 16 1987	323	259	29685	37670	Oct. 28 1987	Dec. 21 1987	Nov. 3	583
To provide authorization of appropriations for activities of the National Telecommunications and Information Administration.	H.R. 2472 (S. 828)	May 19 1987	EC	CST	Oct. 9 1987	July 1 1987	362	93	27654	20619	Oct. 13 1987	Aug. 4	Nov. 3	584
To facilitate and implement the settlement of Colorado Ute Indian reserved water rights claims in southwest Colorado.	H.R. 2642 (S. 1415)	June 10 1987	IIA	IA ENR	Sept. 16	Sept. 28	932	555	27878	30998	Oct. 3	Oct. 14	Nov. 3	585
To amend the Federal Land Policy and Management Act of 1976 to permit temporary use by Federal departments and agencies of public lands controlled by the Bureau of Land Management, Department of the Interior.	H.R. 2806	June 26 1987	IIA AS	ENR	Apr. 26	....	587	....	11918	32457	May 23	Oct. 21	Nov. 3	586

To authorize the appointment of additional bankruptcy judges.	H.R. 4064	Mar. 2	Jud App	......	July 7	......	756	......	23562	31024	Sept. 13	Oct. 14	Nov. 3	587
To amend the Archaeological Resources Protection Act of 1979 to strengthen the enforcement provisions of that Act.	H.R. 4068	Mar. 2	IIA	ENR	July 26	Sept. 30	791	566	18901	30671	July 26	Oct. 14	Nov. 3	588
To authorize appropriations to carry out the Atlantic Striped Bass Conservation Act for fiscal years 1989 through 1991.	H.R. 4124 (S. 2384)	Mar. 9	MMF	EPW CST	July 12	Sept. 28	766	558	18860	31113	July 26	Oct. 14	Nov. 3	589
To amend the Small Business Act and the Small Business Investment Act of 1958.	H.R. 4174 (S. 2619)	Mar. 16	SB	SB	June 13	July 7	694	416	16633	18396	July 6	July 14	Nov. 3	590
To amend the Federal Aviation Act of 1958 relating to aviation research.	H.R. 4686 (S. 2746)	May 25	SST	CST	Sept. 8	Oct. 3	894	584	24675	32075	Sept. 20	Oct. 20	Nov. 3	591
Designating Oct. 30 through Nov. 5, 1988, as "National Jukebox Week".	H.J. Res. 446	Feb. 2	POCS	......	......	......	......	......	32804	32479	Oct. 21	Oct. 21	Nov. 3	592
Designating Nov. 28 through Dec. 2, 1988, as "Vocational-Technical Education Week".	H.J. Res. 572	May 18	POCS	Jud	......	......	......	......	24311	31616	Sept. 16	Oct. 19	Nov. 3	593
To amend the Communications Act of 1934 to provide authorization of appropriations for the Federal Communications Commission.	S. 1048 (H.R. 2961)	Apr. 21 1987	EC	CST	Oct. 9 1987	Aug. 4 1987	363	142	31887	29489	Oct. 19	Oct. 7	Nov. 3	594
To designate the Federal Record Center at 9700 Page Boulevard, Overland, MO, as the "SSG Charles F. Prevedel Building".	S. 1476	July 9 1987	PWT	EPW	Sept. 29	Apr. 25	1007	......	28195	11184	Oct. 4	May 16	Nov. 3	595
To designate the Federal building located at 330 Booth Street in Reno, NV, as the "C. Clifton Young Federal Building".	S. 1827	Oct. 28 1987	PWT	......	Sept. 22	......	945	......	27782	8547	Oct. 3	Apr. 22	Nov. 3	596
To amend the bankruptcy law to provide for special revenue bonds.	S. 1863 (H.R. 5347)	Nov. 12 1987	Jud	Jud	Sept. 30	Sept. 14	1011	506	31838	24583	Oct. 19	Sept. 20	Nov. 3	597
To provide for the reauthorization of appropriations for the Office of Government Ethics.	S. 2344 (H.R. 4712)	Apr. 28	Jud POCS	GA	Sept. 30	June 21	1017	392	28152	16180	Oct. 4	June 28	Nov. 3	598
To designate the U.S. Post Office and Courthouse located at 151 West Street in Rutland, VT, as the "Robert T. Stafford U.S. Courthouse and Post Office".	S. 2835	Sept. 27	......	EPW	......	Sept. 27	......	......	31831	25894	Oct. 19	Sept. 28	Nov. 3	599
To designate the week of Nov. 27, 1988 through Dec. 3, 1988 as "National Home Care Week".	S.J. Res. 280	Mar. 24	POCS	Jud	......	Oct. 5	......	......	32800	29529	Oct. 21	Oct. 7	Nov. 3	600
To designate October 1988 as "National Down Syndrome Month".	S.J. Res. 302	Apr. 25	POCS	Jud	......	July 25	......	......	32790	18808	Oct. 21	July 26	Nov. 3	601
To designate February 1989 as "America Loves Its Kids Month".	S.J. Res. 324	May 20	POCS	Jud	......	July 25	......	......	32781	18811	Oct. 21	July 26	Nov. 3	602
To designate the last full week of October, Oct. 23 through Oct. 29, 1988, as "National Adult Immunization Awareness Week".	S.J. Res. 335	June 8	POCS	Jud	......	July 25	......	......	32793	18814	Oct. 21	July 26	Nov. 3	603
To designate Oct. 30, 1988, as "Fire Safety at Home Day—Change Your Clock, Change Your Battery".	S.J. Res. 381	Sept. 19	POCS	Jud	......	......	......	......	32805	32171	Oct. 21	Oct. 20	Nov. 3	604
To designate a section of the Columbia River in Washington State as a study area for inclusion in the National Wild and Scenic Rivers System.	H.R. 3614	Nov. 5 1987	IIA	......	Sept. 23	......	960	......	25391	29936	Sept. 26	Oct. 12	Nov. 4	605
To implement the International Convention on the Prevention and Punishment of Genocide.	S. 1851 (H.R. 4243)	Nov. 5 1987	Jud	Jud	Apr. 13	May 11	566	333	31874	31020	Oct. 19	Oct. 14	Nov. 4	606
To amend the Public Health Service Act to establish certain health programs, and to revise and extend certain health programs.	S. 2889 (H.R. 5560)	Oct. 13	......	......	......	......	......	......	30512	30230	Oct. 13	Oct. 13	Nov. 4	607
To designate the building which will house the Federal Court for the Eastern District of Texas in Lufkin, TX, as the "Ward R. Burke Federal Court Building".	H.R. 1473	Mar. 5 1987	PWT	EPW	June 4 1987	......	133	......	15657	32480	June 15 1987	Oct. 21	Nov. 5	608
To amend the Middle Atlantic Interstate Forest Fire Protection Compact to include the State of Ohio.	H.R. 2756	June 23 1987	Agr	Jud	May 10	......	613	......	10338	32459	May 10	Oct. 21	Nov. 5	609

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				House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
To amend title III of the Outer Continental Shelf Lands Act amendments of 1978 to provide for indemnification and hold harmless agreements.	H.R.	4517	May 3	MMF	....	June 16	....	710	....	15250	31122	June 20	Oct. 14	Nov. 5	610
To amend title 5, United States Code, with respect to certain programs under which awards may be made to Federal employees for superior accomplishments or cost savings disclosures.	H.R.	4574	May 11	....	GA	....	....	....	....	18839	31665	July 26	Oct. 19	Nov. 5	611
To improve the efficiency and effectiveness of the management and disposal of Federal real and personal property.	H.R.	5104	July 28	GO	GA	Sept. 9	....	897	....	23593	32030	Sept. 13	Oct. 20	Nov. 5	612
To provide that the Consumer Product Safety Commission amend its regulations regarding lawn darts.	H.R.	5552	Oct. 13	....	Jud	....	....	....	....	32296	32478	Oct. 21	Oct. 21	Nov. 5	613
Designating Oct. 7, 1988, as "National Teacher Appreciation Day".	H.J. Res.	438	Jan. 25	....	....	....	....	....	....	32780	32447	Oct. 21	Oct. 21	Nov. 5	614
To amend the National Energy Conservation Policy Act to improve the Federal Energy Management program.	S.	1382	June 17 1987	EC	ENR	....	Dec. 15 1987	....	256	16426	36245	June 29	Dec. 18 1987	Nov. 5	615
Uranium Mill Tailings Remedial Action Amendments Act of 1988.	S.	1991	Dec. 21 1987	EC IIA	ENR	....	Sept. 23	....	543	31894	29927	Oct. 19	Oct. 12	Nov. 5	616
To make certain record rental provisions in title 17, United States Code, the Copyright Act, permanent.	S.	2201	Mar. 21	Jud	Jud	....	May 25	....	361	25582	13620	Sept. 26	June 7	Nov. 5	617
To preserve personal privacy with respect to the rental, purchase, or delivery of video tapes or similar audio or visual materials and the use of library materials or services.	S.	2361	May 10	....	Jud	....	Oct. 5	....	599	31839	31068	Oct. 19	Oct. 14	Nov. 5	618
To amend the Hunger Prevention Act of 1988 to make a technical correction.	S.	2885	Oct. 12	....	....	....	....	....	....	32268	29945	Oct. 20	Oct. 12	Nov. 5	619
Designating the month of November 1988 as "National Alzheimer's Disease Month".	S.J. Res.	261	Feb. 18	POCS	Jud	....	July 25	....	....	32787	18805	Oct. 21	July 26	Nov. 5	620
To designate November 1988 as "National Diabetes Month".	S.J. Res.	272	Mar. 15	POCS	Jud	....	July 25	....	....	32794	18806	Oct. 21	July 26	Nov. 5	621
Designating the day of Aug. 7, 1989, as "National Lighthouse Day".	S.J. Res.	306	Apr. 28	POCS	Jud	....	July 25	....	....	32792	18809	Oct. 21	July 26	Nov. 5	622
To designate the period commencing Nov. 6, 1988, and ending Nov. 12, 1988, as "National Disabled Americans Week".	S.J. Res.	319	May 16	POCS	Jud	....	July 25	....	....	32788	18810	Oct. 21	July 26	Nov. 5	623
Designating the week of Oct. 2 through Oct. 8, 1988, as "National Wild and Scenic Rivers Week".	S.J. Res.	378	Sept. 14	POCS	....	....	....	....	....	32795	27112	Oct. 21	Sept. 30	Nov. 5	624
Charity Games Advertising Clarification Act of 1988.	H.R.	3146	Aug. 6 1987	Jud POCS	Jud	Mar. 31	Oct. 5	557	....	12278	31073	May 25	Oct. 14	Nov. 7	625
Public Telecommunications Act of 1988............	H.R.	4118	Mar. 9	EC	....	Aug. 5	....	825	....	31879	32166	Oct. 19	Oct. 20	Nov. 7	626
To authorize appropriations to carry out titles II and III of the Marine Protection, Research, and Sanctuaries Act of 1972, and to establish the National Oceans Policy Commission.	H.R.	4210	Mar. 21	MMF SST	....	May 13	....	624	....	28133	29942	Oct. 4	Oct. 12	Nov. 7	627

Stewart B. McKinney Homeless Assistance Amendments Act of 1988.	H.R.	4352 (S. 2554)	Mar. 31	BFUA EC WM VA Agr	BHUA	June 29 June 22 July 28	June 22	718	397	20277	26001	Aug. 3	Sept. 28	Nov. 7	628
To approve the governing International Fishery Agreement between the United States and the Union of Soviet Socialist Republics.	H.R.	4919	June 27	MMF		Sept. 23		968		25474	27110	Sept. 26	Sept. 30	Nov. 7	629
Handicapped Programs Technical Amendments Act of 1988.	H.R.	5334 (S. 2821)	Sept. 19							25429	29928	Sept. 26	Oct. 12	Nov. 7	630
National Craniofacial Awareness Week	H.J. Res.	573	May 19							32796	32479	Oct. 21	Oct. 21	Nov. 7	631
Week of Remembrance of Kristallnacht	H.J. Res.	654	Sept. 14							32803	32479	Oct. 21	Oct. 21	Nov. 7	632
To amend the Wild and Scenic Rivers Act, to designate a segment of the Rio Chama River in New Mexico as a component of the National Wild and Scenic Rivers System.	S.	850	Mar. 26		ENR		Sept. 30		568	31908	29502	Oct. 19	Oct. 7	Nov. 7	633
National Skiing Day	S.J. Res.	301	Apr. 21	POCS	Jud		Oct. 5			32785	29529	Oct. 21	Oct. 7	Nov. 7	634
National Book Week	S.J. Res.	342	June 20	POCS	Jud		July 25			32784	18815	Oct. 21	July 26	Nov. 7	635
To reauthorize the National Ocean Pollution Planning Act of 1978 for fiscal years 1989 and 1990.	H.R.	4211	Mar. 21	MMF SST		May 26		657		28133	31665	Oct. 4	Oct. 19	Nov. 8	636
To provide for the leasing of certain real property to the American National Red Cross, District of Columbia Chapter, for the construction and maintenance of certain buildings and improvements.	S.	2496	June 10	PWT	EPW	Sept. 29	July 26	1008	432	28191	19760	Oct. 4	Aug. 2	Nov. 8	637
To declare that certain lands be held in trust for the Quinault Indian Nation.	S.	2752 (H.R. 5203)	Aug. 11	IIA	IA	Oct. 3	Sept. 30	1033	582	31798	29505	Oct. 19	Oct. 7	Nov. 8	638
To request the President to award a gold medal on behalf of Congress to Andrew Wyeth.	H.R.	593	Jan. 8 1987	Jud						21004	32544	Aug. 8	Oct. 21	Nov. 9	639
To amend the Foreign Sovereign Immunities Act with respect to admiralty jurisdiction.	H.R.	1149	Feb. 19 1987	Jud	Jud	Aug. 5	Oct. 5	823		20901	32477	Aug. 8	Oct. 21	Nov. 9	640
To designate the "L. Richardson Preyer, Jr. Federal Building and United States Courthouse and Post Office", in Greensboro, NC.	H.R.	3327	Sept. 22 1987	PWT	EPW	Dec. 15 1987		480		36335	32030	Dec. 18 1987	Oct. 20	Nov. 9	641
To increase the number of trustees of the Frederick Douglass Memorial & Historical Association.	H.R.	4236	Mar. 23	DC		Oct. 18		1091		31836	32166	Oct. 19	Oct. 20	Nov. 9	642
National Asparagus Month	H.J. Res.	137	Feb. 4 1987	POCS	Jud					9970	32481	May 5	Oct. 21	Nov. 9	643
National Burn Awareness Week	H.J. Res.	604	June 30	POCS						32800	32470	Oct. 21	Oct. 21	Nov. 9	644
Uncle Sam Day	H.J. Res.	626	July 27	POCS						32797	32479	Oct. 21	Oct. 21	Nov. 9	645
Changing the date for the counting of the electoral vote by Congress to Jan. 4, 1989.	H.J. Res.	677	Oct. 20							32180	32020	Oct. 20	Oct. 20	Nov. 9	646
Technical Corrections and Miscellaneous Revenue Act of 1988.	H.R.	4333 (S. 2238)	Mar. 31	WM	Fin	July 26	Aug. 3	795	445	20382	29705	Aug. 4	Oct. 11	Nov. 10	647
Recreation and Public Purposes Amendment Act of 1988.	H.R.	4362	Apr. 12	IIA	ENR	Sept. 16		934		24681	32452	Sept. 20	Oct. 21	Nov. 10	648
Undetectable Firearms Act of 1988	H.R.	4445 (S. 2180)	Apr. 21	Jud	Jud	May 10	May 12	612		10329	12305	May 10	May 25	Nov. 10	649
Management Interlocks Revision Act of 1988	H.R.	4879	June 21							29047	32550	Oct. 6	Oct. 21	Nov. 10	650
National Firefighters Day	H.J. Res.	649	Sept. 9	POCS						32799	32479	Oct. 21	Oct. 21	Nov. 10	651
National Commissioned Corps of the Public Health Service Centennial Day.	S.J. Res.	395	Oct. 21	POCS						32747	32493	Oct. 21	Oct. 21	Nov. 10	652
To reauthorize and amend certain wildlife laws	H.R.	4030	Feb. 25	MMF	EPW	June 23	Sept. 30	732	563	18844	30672	July 26	Oct. 14	Nov. 14	653
Federal Employees Health Benefits Amendments Act of 1988.	H.R.	5102	July 28	POCS	GA	Sept. 14		917		24294	31135	Sept. 16	Oct. 14	Nov. 14	654
National AIDS Awareness and Prevention Month.	S.J. Res.	192	Sept. 28 1987	POCS						32807	28482	Oct. 21	Oct. 5	Nov. 14	655
Business Opportunity Development Reform Act of 1988.	H.R.	1807 (S. 1993)	Mar. 25 1987	SB	SB	Nov. 25 1987	June 22	460	394	33308	17126	Dec. 1 1987	July 7	Nov. 15	656
Commercial Space Launch Act Amendments of 1988.	H.R.	4399	Apr. 18	SST	CST	May 19	Oct. 7	639	593	12110	31124	May 24	Oct. 14	Nov. 15	657
Immigration Amendments of 1988	H.R.	5115	July 28	Jud	Jud	Oct. 3		1038		28605	32473	Oct. 5	Oct. 21	Nov. 15	658

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Retirement and Survivors' Annuities for Bankruptcy Judges and Magistrates Act of 1988.	S. 1630 (H.R. 4340)	Aug. 7 1987	Jud POCS	Jud	May 19	Feb. 29	638	293	17416	3145	July 11	Mar. 3	Nov. 15	659
To authorize the Vietnam Women's Memorial Project, Inc., to establish a memorial on Federal land in the District of Columbia or its environs to honor women of the Armed Forces of the United States who served in Vietnam.	S. 2042	Feb. 4	HA	ENR	Sept. 22	May 27	948	371	25137	14412	Sept. 23	June 14	Nov. 15	660
Pregnancy and Infant Loss Awareness Month...	S.J. Res. 314	May 10	POCS	....	Sept. 30	....	....	....	32798	25912	Oct. 21	Sept. 28	Nov. 15	661
Year of the Young Reader........	S.J. Res. 315	May 10	POCS	Jud	....	July 25	....	....	32782	18810	Oct. 21	July 26	Nov. 15	662
National Sir Winston Churchill Recognition Week.	S.J. Res. 340	June 16	POCS	....	....	....	....	....	32807	32171	Oct. 21	Oct. 20	Nov. 15	663
National Grasslands Week........	S.J. Res. 386	Sept. 27	POCS	Jud	....	Oct. 5	....	....	32803	29532	Oct. 21	Oct. 7	Nov. 15	664
To convey Forest Service land to Flagstaff, AZ	S. 253	Jan. 6 1987	IIA	ENR	....	Sept. 25 1987	....	174	33147	26139	Oct. 22	Oct. 1	Nov. 16	665
Navajo and Hopi Indian Relocation Amendments of 1988.	S. 1236	May 19 1987	IIA	IA	Oct. 3	July 11	1032	425	28139	20868	Oct. 4	Aug. 8	Nov. 16	666
Trademark Law Revision Act of 1988........	S. 1883 (H.R. 5372)	Nov. 19 1987	Jud	Jud	Oct. 3	May 12	1028	515	31842	11069	Oct. 19	May 13	Nov. 16	667
Washington Park Wilderness Act of 1988........	S. 2165 (H.R. 4146)	Mar. 15	IIA	ENR	Sept. 23	Sept. 15	961	512	31905	31338	Oct. 19	Oct. 18	Nov. 16	668
To implement the Inter-American Convention on International Commercial Arbitration.	S. 2204	Mar. 22	Jud	FR	Oct. 3	Sept. 27	....	....	32327	27093	Oct. 21	Oct. 1	Nov. 16	669
Generic Animal Drug and Patent Term Restoration Act.	S. 2843 (H.R. 4982)	Sept. 28	....	EC Jud	....	Sept. 23 Sept. 29	....	972	30554	30272	Oct. 13	Oct. 13	Nov. 16	670
National Lupus Awareness Month........	S.J. Res. 303	Apr. 26	POCS	Jud	....	July 25	....	....	32781	18808	Oct. 21	July 26	Nov. 16	671
National Tourism Week........	S.J. Res. 325	May 20	POCS	Jud	Aug. 1	July 25	....	....	32784	18812	Oct. 21	July 26	Nov. 16	672
Bicentennial of the United States Congress Commemorative Coin Act.	H.R. 5280	Sept. 13	....	....	....	....	....	....	28127	29509	Oct. 4	Oct. 7	Nov. 17	673
Congressional Award Act Amendments of 1988	H.R. 5315	Sept. 15	....	GA	....	....	....	....	28135	31685	Oct. 4	Oct. 19	Nov. 17	674
San Luis Rey Indian Water Rights Settlement Act.	S. 795	Mar. 19 1987	IIA	IA ENR IA	July 14	Apr. 28 1987 Dec. 11 1987	780	47 254	28148	36564	Oct. 4	Dec. 19 1987	Nov. 17	675
Water Resources Development Act of 1988......	S. 2100 (H.R. 5247)	Feb. 26	PWT	EPW	Sept. 12	Apr. 11	913	313	27234	8775	Sept. 30	Apr. 26	Nov. 17	676
To prohibit the licensing of certain facilities on portions of the Salmon and Snake Rivers, in Idaho.	S. 2102	Feb. 26	EC IIA	ENR	....	Aug. 9	....	468	32288	22019	Oct. 20	Aug. 11	Nov. 17	677
Public Buildings Amendments of 1988........	S. 2186 (H.R. 2790)	Mar. 17	PWT GO	EPW	Dec. 11 1987	Apr. 22	474	322	31956	11520	Oct. 19	May 18	Nov. 17	678
Office of Federal Procurement Policy Act Amendments of 1988.	S. 2215 (H.R.3345)	Mar. 24	GO	GA	Sept. 9	July 8	911	424	23585	22011	Sept. 13	Aug. 11	Nov. 17	679
Steel and Aluminum Energy Conservation and Technology Competiveness Act of 1988.	S. 2470	June 6	SST	ENR	Oct. 6	Aug. 2	1061	443	30019	21206	Oct. 12	Aug. 9	Nov. 17	680
"National Day of Excellence" in honor of the crew of the space shuttle Challenger.	S.J. Res. 327	Mar. 25	POCS	Jud	....	Oct. 5	....	....	32801	29530	Oct. 21	Oct. 7	Nov. 17	681
National Drunk and Drugged Driving Awareness Week.	S.J. Res. 332	May 27	POCS	Jud	....	July 25	....	....	32791	18813	Oct. 21	July 26	Nov. 17	682
United States Marshals Bicentennial Day........	S.J. Res. 352	July 26	POCS	Jud	....	Oct. 5	....	....	32804	29530	Oct. 21	Oct. 7	Nov. 17	683
National Challenger Center Day........	S.J. Res. 365	Aug. 10	POCS	Jud	....	Oct. 5	....	....	32802	29531	Oct. 21	Oct. 7	Nov. 17	684
National Aeronautics and Space Administration Authorizations Act, Fiscal Year 1989.	S. 2209 (H.R. 4561)	Apr. 29 1987	SST	CST	May 24	July 26	650	429	31816	21215	Oct. 19	Aug. 9	Nov. 17	685
Actors Fund of America Appreciation Month...	H.J. Res. 650	Sept. 13	POCS	Jud	....	....	....	....	24316	32463	Sept. 16	Oct. 21	Nov. 18	686

Veterans' Administration Adjudication Procedure and Judicial Review Act.	S.	11 (H.R. 5288)	Jan. 6 1987	VA	VA	Sept. 23	July 7	963	418	27784	17448	Oct. 3	July 11	Nov. 18	687
Ocean Dumping Reform Act of 1988	S.	2030 (H.R. 5430)	Feb. 2	.....	EPW	.....	July 26	.....	431	21159	21259	Oct. 4	Aug. 9	Nov. 18	688
Veterans' Benefits and Programs Improvement Act of 1988.	S.	2049	Feb. 4	VA	VA	.....	Apr. 22	.....	323	30026	9428	Oct. 12	Apr. 28	Nov. 18	689
Anti-Drug Abuse Act of 1988	H.R.	5210	Aug. 11	.....	.....	.....	.....	.....	.....	24874	30826	Sept. 22	Oct. 14	Nov. 18	690
Federal Cave Resources Protection Act of 1988	H.R.	1975	Apr. 7 1987	IIA	ENR	Mar. 28	Sept. 28	534	559	5345	32449	Mar. 28	Oct. 21	Nov. 18	691
Delaware and Lehigh Navigation Canal National Heritage Corridor Act of 1988.	H.R.	3957	Feb. 17	IIA	ENR	Sept. 9	.....	906	.....	23643	30696	Sept. 13	Oct. 14	Nov. 18	692
To declare that certain lands in the State of California which form a part of the right-of-way granted by the United States to the Central Pacific Railway Co. have been abandoned.	H.R.	4039	Feb. 29	IIA	ENR	Sept. 20	.....	941	.....	24689	32478	Sept. 20	Oct. 21	Nov. 18	693
Federal Employees Liability Reform and Tort Compensation Act of 1988.	H.R.	4612 (S. 2500)	May 17	Jud	Jud	June 14	Oct. 5	700	.....	16243	29931	June 28	Oct. 12	Nov. 18	694
To amend the Federal Hazardous Substances Act to require the labeling of chronically hazardous art materials.	H.R.	4847	June 16	.....	.....	.....	.....	.....	.....	30116	31674	Oct. 12	Oct. 19	Nov. 18	695
Arizona-Idaho Conservation Act of 1988	S.	2840 (H.R. 4519)	Sept. 27	IIA VA EdL MMF	ENR	June 30 July 7	Sept. 27	744	.....	32215	30275	Oct. 20	Oct. 13	Nov. 18	696
National Superconductivity and Competitiveness Act of 1988.	H.R.	3048	July 29 1987	SST	.....	Sept. 9	.....	900	.....	24668	28478	Sept. 20	Oct. 5	Nov. 19	697
To establish in the Department of the Interior the Southwestern Pennsylvania Heritage Preservation Commission.	H.R.	3313	Sept. 21 1987	IIA	ENR	July 26	Sept. 22	789	533	18892	32456	July 26	Oct. 21	Nov. 19	698
Omnibus Public Lands and National Forests Adjustments Act of 1988.	H.R.	3680	Feb. 22	IIA Agr	ENR	June 21 Aug. 11	.....	717	.....	23656	32457	Sept. 13	Oct. 21	Nov. 19	699
Major Fraud Act of 1988	H.R.	3911	Feb. 4	Jud	Jud	May 8	Sept. 12	610	503	10326	31522	May 10	Oct. 18	Nov. 19	700
To amend the joint resolution of Apr. 27, 1962, to permit the Secretary of the Interior to establish the former home of Alexander Hamilton as a national memorial at its present location in New York.	H.R.	4212	Mar. 21	IIA	ENR	June 14	Sept. 22	699	536	15267	32451	June 20	Oct. 21	Nov. 19	701
Judicial Improvements and Access to Justice Act.	H.R.	4807	June 14	Jud EC App	.....	Aug. 26	.....	889	.....	23573	31067	Sept. 13	Oct. 14	Nov. 19	702
To authorize appropriations for the Patent and Trademark Office in the Department of Commerce.	H.R.	4972	June 30	Jud	Jud	.....	.....	.....	.....	28593	30688	Oct. 5	Oct. 14	Nov. 19	703
Insider Trading and Securities Fraud Enforcement Act of 1988.	H.R.	5133	Aug. 2	EC	.....	Sept. 9	.....	910	.....	23805	32545	Sept. 14	Oct. 21	Nov. 19	704
Panama Canal Commission Compensation Fund Act of 1988.	H.R.	5287	Sept. 13	MMF	.....	Sept. 23	.....	969	.....	25489	31686	Sept. 26	Oct. 19	Nov. 19	705
National Earthquake Awareness Week	H.J. Res.	564	May 10	.....	.....	.....	.....	.....	.....	32785	32479	Oct. 21	Oct. 21	Nov. 19	706
Disaster Relief and Emergency Assistance Amendments of 1988.	H.R.	2707	June 17 1987	PWT	EPW	Mar. 15	.....	517	.....	4184	32460	Mar. 17	Oct. 21	Nov. 23	707
To correct historical and geographical oversights in the establishment and development of the Utah component of the Confederated Tribes of the Goshute Reservation, to unify the land base of the Goshute Reservation, and to simplify the boundaries of the Goshute Reservation.	H.R.	2839	June 29 1987	IIA	IA ENR	Oct. 27 1987	Sept. 26	402	549	29996	32455	Nov. 16 1987	Oct. 21	Nov. 23	708
Home Equity Loan Consumer Protection Act of 1988.	H.R.	3011	July 23 1987	.....	BHUA	.....	.....	.....	.....	15277	32549	June 20	Oct. 21	Nov. 23	709
To revise, consolidate, and enact certain laws related to shipping definitions and maritime commercial instruments and liens as subtitle III of title 46, United States Code, "Shipping".	H.R.	3105	Aug. 5 1987	MMF	.....	Sept. 15	.....	918	.....	29070	32159	Oct. 6	Oct. 20	Nov. 23	710

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 100–	Senate 100–	House	Senate	House	Senate	Date approved	No. 100–
Marine Mammal Protection Act Amendments of 1988.	H.R. 4189 (S. 2810)	Mar. 16	MMF	CST	Sept. 23	Oct. 7	970	592	25465	31093	Sept. 26	Oct. 14	Nov. 23	711
Southwestern Low-Level Radioactive Waste Disposal Compact Consent Act.	H.R. 5232	Aug. 11	EC IIA	....	Sept. 26 Sept. 16	....	931	....	25381	32675	Sept. 26	Oct. 21	Nov. 23	712
Indian Health Care Amendments of 1988	H.R. 5261 (S. 129)	Sept. 7	....	IA	....	Sept. 14	....	508	23612	26012	Sept. 13	Sept. 28	Nov. 23	713

TABLE OF COMMITTEE ABBREVIATIONS

Agr	Agriculture	CST	Commerce, Science and Transportation	Fin	Finance	Intel	Intelligence	R	Rules
ANF	Agriculture, Nutrition, and Forestry	DC	District of Columbia	FR	Foreign Relations	Jud	Judiciary	RAdm	Rules and Administration
App	Appropriations	EC	Energy and Commerce	GA	Governmental Affairs	LHR	Labor and Human Resources	SB	Small Business
AS	Armed Services	EdL	Education and Labor	GO	Government Operations	MMF	Merchant Marine and Fisheries	SST	Science, Space, and Technology
BFUA	Banking, Finance, and Urban Affairs	ENR	Energy and Natural Resources	HA	House Administration	POCS	Post Office and Civil Service	VA	Veterans' Affairs
BHUA	Banking, Housing, and Urban Affairs	EPW	Environment and Public Works	IA	Select Committee on Indian Affairs	PWT	Public Works and Transportation	WM	Ways and Means
Bud	Budget	FA	Foreign Affairs	IIA	Interior and Insular Affairs				

NOTE.—The bill in parentheses is a companion measure.